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THE
JOURNAL OF THE SENATE

OF THE

EIGHTH SESSION

OF THE

LEGISLATURE OF THE STATE OF NEVADA,

1877.

BEGUN ON MONDAY, THE FIRST DAY OF JANUARY, AND ENDED
ON THURSDAY, THE FIRST DAY OF MARCH.



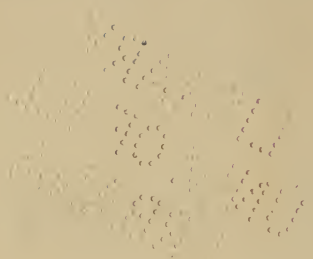
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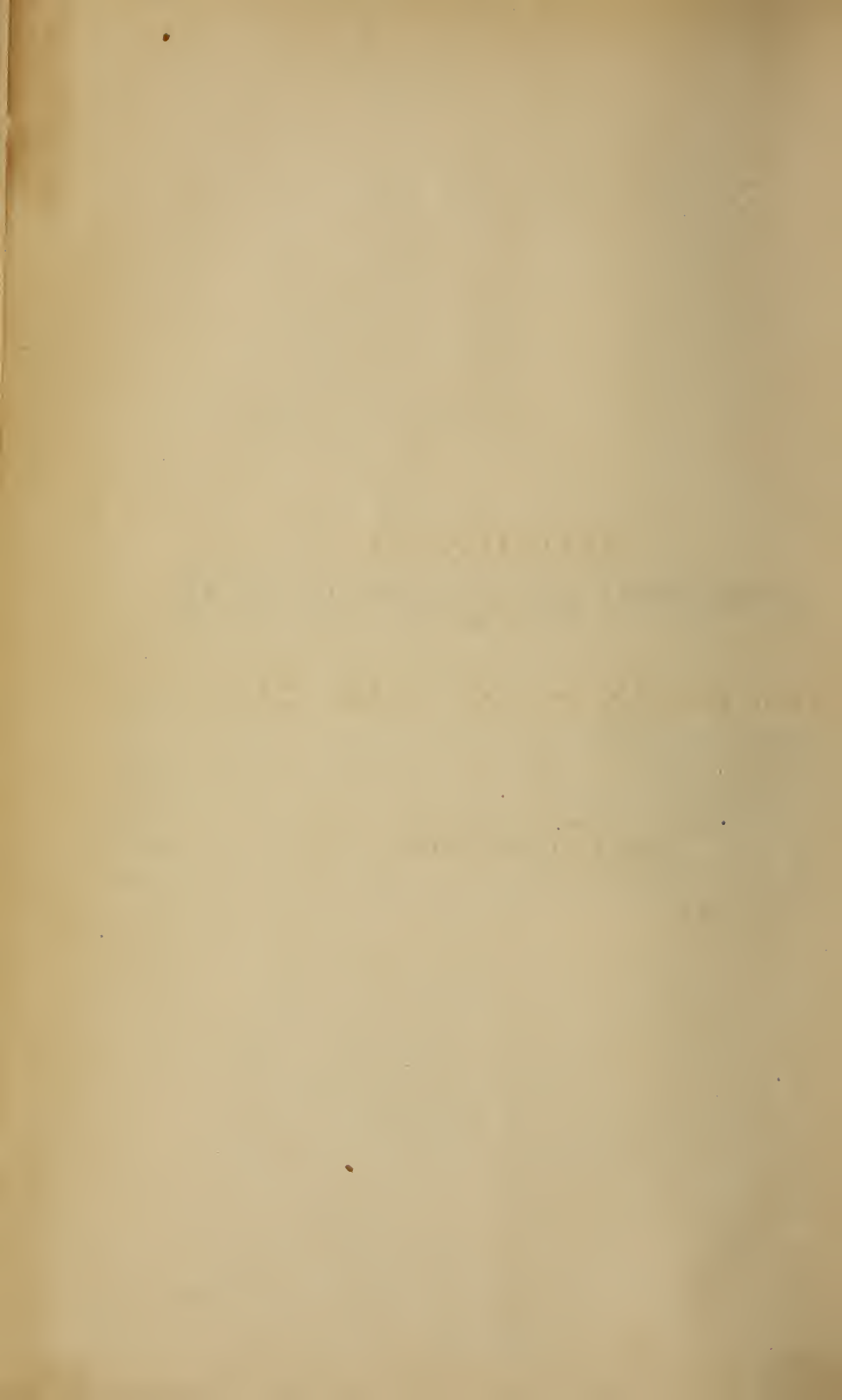
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JOURNAL
OF THE
PROCEEDINGS OF THE SENATE.

EIGHTH SESSION, 1877.

NEVADA LEGISLATURE---SENATE.

EIGHTH SESSION, 1877.

FIRST DAY.

CARSON CITY, January 1, 1877.

In accordance with and pursuant to the provisions of section twelve, Article XVII, of the Constitution of the State of Nevada, the Senate was called to order at twelve noon, by Hon. J. W. Adams, President.

Mr. Garrard moved that the President appoint a temporary Secretary and temporary Sergeant-at-Arms.

Carried.

The President appointed as temporary Secretary J. G. McClinton, and R. W. Guiberson as temporary Sergeant-at-Arms.

Mr. Edwards moved that the roll of hold-over Senators be called.

Mr. Cassidy moved an amendment that the roll of all the Senators be called.

Mr. Cassidy moved to indefinitely postpone Mr. Edwards' motion.

The President ruled the three foregoing motions out of order, and directed the Secretary to call the roll of all the Senators.

The Secretary called the roll, and the following Senators answered to their names:

Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—24.

Absent—Mr. Dickinson.

Mr. Edwards moved to adjourn until two o'clock to-morrow.

Roll called, and motion lost by the following vote:

YEAS—Messrs. Blair, Boardman, Chubbuck, Edwards, Farrell, King, Martin, Piper, Rickey, Ross, and Stone—11.

NAYS—Messrs. Baker, Cassidy, Comins, Creswell, Garrard, Grimes, McConnell, Shepherd, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—13.

Mr. Garrard moved that a committee of three be appointed to wait on one of the Justices of the Supreme Court, and request his attendance, for the purpose of administering the oath of office to the newly elected Senators.

Carried.

The President appointed as such committee, Messrs. Garrard, Edwards, and Chubbuck, who retired, and after a short absence returned and introduced Chief Justice Hawley, who administered the following oath of office to the Senators elect, viz: A. J. Blair, W. Frank Stewart, H. A. Comins, E. A. Schultz, Geo. W. Baker, W. O. H. Martin, Geo. W. Cassidy, T. N. Stone, Wm. M. Boardman, Chas. McConnell, H. T. Creswell, W. J. Westerfield:

"I, ---, do solemnly swear that I will support, protect, and defend the Constitution and Government of the United States and the Constitution and Government of the State of Nevada, against all enemies, whether domestic or foreign, and that I will bear true faith, allegiance, and loyalty to the same, any ordinance, resolution, or law of any State Convention or Legislature to the contrary notwithstanding; and further, that I do this with a full determination, pledge, and purpose, without any mental reservation or evasion whatsoever; and I do further solemnly swear that I have not fought a duel, nor sent or accepted a challenge to fight a duel, nor been a second to either party, nor in any manner aided or assisted in such duel, nor been knowingly the bearer of such challenge or acceptance, since the adoption of the Constitution of the State of Nevada, and that I will not be so engaged or concerned, directly or indirectly, in or about any such duel, during my continuance in office; and further, that I will well and faithfully perform all the duties of the office of Senator, on which I am about to enter. So help me God."

Mr. Garrard moved that the Senate proceed to the election of permanent officers.

Carried.

FOR PRESIDENT PRO TEM.

Mr. Garrard placed in nomination Senator George W. Cassidy.

Mr. Martin placed in nomination Senator T. D. Edwards.

The roll was called, with the following result:

For Mr. Cassidy—Messrs. Baker, Comins, Creswell, Garrard, Grimes, McConnell, Ross, Shepherd, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—13.

For Mr. Edwards—Messrs. Blair, Boardman, Chubbuck, Farrell, King, Martin, Piper, Rickey, and Stone—9.

For Mr. Garrard—Messrs. Cassidy and Edwards—2.

FOR SECRETARY.

Mr. King placed in nomination J. G. McClinton.

On motion of Mr. Cassidy, Mr. McClinton was elected by acclamation.

FOR ASSISTANT SECRETARY.

Mr. Wescoatt placed in nomination R. E. Lowery.
On motion of Mr. King, Mr. Lowery was elected by acclamation.

FOR SERGEANT-AT-ARMS.

Mr. Baker placed in nomination Mr. R. W. Guiberson.
Mr. Boardman nominated R. P. M. Kelly.
Mr. Ross nominated S. C. Fogus.
The roll was called, with the following result:

For R. W. Guiberson—Messrs. Baker, Cassidy, Comins, Creswell, Garrard, Grimes, McConnell, Shepherd, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—13.

For R. P. M. Kelly—Messrs. Blair, Boardman, Chubbuck, Edwards, Farrell, King, Martin, Piper, Rickey, and Stone—10.

For S. C. Fogus—Mr. Ross—1.

FOR ASSISTANT SERGEANT-AT-ARMS.

Mr. Baker nominated Daniel Patterson.
Mr. Piper nominated M. J. McCutchen.
Mr. Ross nominated O. Evans.

The roll being called, resulted as follows:

For Daniel Patterson—Messrs. Baker, Blair, Cassidy, Comins, Creswell, Garrard, Grimes, King, McConnell, Shepherd, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—15.

For M. J. McCutchen—Messrs. Boardman, Chubbuck, Edwards, Farrell, Piper, Rickey, and Stone—7.

For O. Evans—Messrs. Piper and Ross—2.

FOR MINUTE CLERK.

Mr. Schultz nominated Chas. S. King.
Mr. King nominated Wm. H. Hill.

The roll being called, resulted as follows:

For Chas. S. King—Messrs. Baker, Cassidy, Chubbuck, Comins, Creswell, Garrard, Grimes, McConnell, Shepherd, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—14.

For Wm. H. Hill—Messrs. Blair, Boardman, Edwards, Farrell, King, Martin, Piper, Rickey, Ross, and Stone—10.

FOR JOURNAL CLERK.

Mr. Cassidy nominated M. R. Elstner.
Mr. Martin nominated R. R. Parkinson.
Mr. Ross nominated N. Soderberg.

The roll being called, resulted as follows:

For M. R. Elstner—Messrs. Baker, Cassidy, Comins, Creswell, Gar-

rard, Grimes, McConnell, Shepherd, Schultz, Stampley, Stewart, West-coatt, and Westerfield—13.

For R. R. Parkinson—Messrs. Blair, Boardman, Chubbuck, Edwards, Farrell, King, Martin, Piper, Rickey, and Stone—10.

For N. Soderberg—Mr. Ross—1.

FOR ENROLLING CLERK.

Mr. Baker nominated Richard Rule.

On motion of Mr. Cassidy, Mr. Rule was elected by acclamation.

FOR ENGROSSING CLERK.

Mr. Shepherd nominated E. M. Reading.

Mr. Edwards nominated George Harvey.

The roll call resulted as follows:

For E. M. Reading—Messrs. Baker, Cassidy, Comins, Creswell, Garrard, Grimes, McConnell, Shepherd, Schultz, Stampley, Stewart, West-coatt, and Westerfield—13.

For George Harvey—Messrs. Blair, Boardman, Chubbuck, Edwards, Farrell, King, Martin, Piper, Rickey, and Stone—10.

FOR CHIEF OF COMMITTEES.

Mr. Garrard nominated O. A. F. Gilbert.

Mr. Baker moved that Mr. Gilbert be elected by acclamation.

Carried.

FOR COPYING CLERKS.

Mr. Westerfield nominated William M. Battersby.

Mr. Boardman nominated A. D. Dawson.

Mr. Edwards nominated William H. Minor.

Mr. Chubbuck nominated George E. Taylor.

Mr. Martin nominated T. S. Coffin.

The roll being called, resulted as follows:

For William M. Battersby—Messrs. Baker, Cassidy, Comins, Creswell, Garrard, Grimes, McConnell, Shepherd, Schultz, Stampley, Stewart, West-coatt, and Westerfield—13.

For A. D. Dawson—Messrs. Boardman, Rickey, and Ross—3.

For William H. Minor—Messrs. Edwards and Stone—2.

For George E. Taylor—Messrs. Blair, Chubbuck, Farrell, and Piper—4.

For T. S. Coffin—Messrs. King and Martin—2.

FOR COPYING CLERK.

Mr. Westerfield nominated Harry Norton.

Mr. Rickey nominated R. E. Montgomery.

Mr. Stone nominated H. McCausland.

The roll being called, resulted as follows:

For H. Norton—Messrs. Baker, Cassidy, Comins, Creswell, Garrard,

Grimes, McConnell, Shepherd, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—13.

For R. E. Montgomery—Messrs. Blair, Boardman, Chubbuck, Edwards, Farrell, King, Martin, Piper, Rickey, and Ross—10.

For H. McCausland—Mr. Stone—1.

FOR COMMITTEE CLERKS.

John Church, Edward LaGrave, S. W. Gregory, on motion of Mr. Stampley, were elected by acclamation.

FOR PORTER.

Mr. Shepherd nominated W. A. Baker.

Mr. Edwards nominated Cyrus Cooper.

Mr. Blair nominated John Hill.

Mr. Ross nominated John Petrie.

The roll being called, resulted as follows:

For W. A. Baker—Messrs. Baker, Cassidy, Comins, Creswell, Garrard, Grimes, McConnell, Shepherd, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—13.

For Cyrus Cooper—Messrs. Boardman, Edwards, Farrell, King, Martin, Piper, Rickey, Ross, and Stone—9.

For John Hill—Messrs. Blair and Chubbuck—2.

FOR MESSENGER.

Mr. Garrard nominated John Ellis.

Mr. Edwards nominated Wm. H. Kelso.

The roll being called, resulted as follows:

For John Ellis—Messrs. Baker, Cassidy, Comins, Creswell, Garrard, Grimes, McConnell, Ross, Shepherd, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—14.

For Wm. H. Kelso—Messrs. Blair, Boardman, Chubbuck, Edwards, Farrell, King, Martin, Piper, Rickey, and Stone—10.

PAGES.

Mr. Stewart nominated Lee Gaston.

Mr. Boardman nominated Willie Noyes.

Mr. Edwards nominated Chris. B. Zabriskie.

The roll being called, resulted as follows:

For Lee Gaston—Messrs. Baker, Cassidy, Chubbuck, Comins, Creswell, Garrard, Grimes, McConnell, Piper, Shepherd, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—15.

For Willie Noyes—Messrs. Blair, Boardman, and Ross—3.

For Chris. B. Zabriskie—Messrs. Edwards, Farrell, King, Martin, Rickey, and Stone—6.

FOR PAGES.

Mr. Shepherd nominated Curry Tjader.

Mr. King nominated Albert Harris.

The roll being called, resulted as follows:

For Curry Tjader—Messrs. Baker, Cassidy, Comins, Creswell, Garrard, Grimes, McConnell, Shepherd, Schultz, Stampley, Stewart, Westcott, and Westerfield—13.

For Albert Harris—Messrs. Blair, Boardman, Chubbuck, Edwards, Farrell, King, Martin, Piper, Rickey, Ross, and Stone—11.

Mr. Baker moved that a committee of three be appointed to wait on one of the Justices of the Supreme Court and request his attendance, for the purpose of administering the oath of office to the officers and attachés.

Carried.

The President appointed as such committee, Messrs. Baker, Schultz, and Blair, who retired, and after a short absence returned and reported that they were unable to find any one of the Justices of the Supreme Court.

Mr. Cassidy offered the following resolution:

Resolved, That the Standing Rules of the sixth session of the Nevada Senate be adopted for the temporary government of this Senate.

Carried.

Mr. Garrard moved that the resolution be adopted.

Carried.

Mr. Cassidy moved to adjourn until to-morrow at eleven o'clock, A. M.

Carried.

So, at one o'clock and fifty minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCCLINTON,
Secretary.

IN SENATE—SECOND DAY.

CARSON CITY, January 2, 1877.

Senate called to order at eleven o'clock, A. M.

President in the chair.

Roll called.

The following named Senators present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard,

Grimes, King, Martin, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—21.

Absent—Messrs. Dickinson, McConnell, Piper, and Rickey—4.

Journal of yesterday read and approved.

On motion of Mr. Cassidy, the committee appointed yesterday to obtain a Justice of the Supreme Court to swear in the attachés of the Senate, were ordered to complete their duty.

Mr. Chubbuck asked leave of absence for Mr. Piper.

Granted.

Mr. Baker moved for a recess of ten minutes.

Carried.

After recess, the attachés of the Senate were sworn in by Chief Justice Hawley.

Mr. Blair offered the following resolution:

Resolved, That the Secretary of the Senate be instructed to inform the Assembly that the Senate is fully organized, by the election of the following officers:

President pro tem.....	Geo. W. Cassidy.
Secretary.....	J. G. McClinton.
Assistant Secretary.....	R. E. Lowery.
Sergeant-at Arms.....	R. W. Guiberson.
Assistant Sergeant-at-Arms.....	D. Patterson.
Minute Clerk.....	Chas. S. King.
Journal Clerk.....	M. R. Elstner.
Enrolling Clerk.....	R. Rule.
Engrossing Clerk.....	E. M. Reading.
Copying Clerk.....	Wm. M. Battersby.
Copying Clerk.....	H. J. Norton.
Chief Clerk of Committees.....	O. A. F. Gilbert.
Committee Clerk.....	John Church.
Committee Clerk.....	E. A. LaGrave.
Committee Clerk.....	S. W. Gregory.
Messenger.....	John G. Ellis.
Porter.....	W. A. Baker.
Page.....	Lee Gaston.
Page.....	Curry W. Tjader.

Adopted.

Mr. Cassidy offered the following resolution:

Resolved, That a committee of three be appointed to inform the Governor that the Senate is duly organized and ready to receive communications from his Excellency.

Adopted.

The President appointed Messrs. Cassidy, Edwards, and Boardman a committee to inform the Governor, in accordance of the above resolution.

By Mr. Shepherd:

Resolved, That the Sergeant-at-Arms be and is hereby instructed to

procure, as soon as possible, suitable offices for the use of the Enrolling and Engrossing Clerks of this body.

Adopted.

By Mr. Garrard:

Resolved, That the Senate be opened with prayer every morning, and that the resident clergymen of Carson City be invited to officiate as Chaplains of the Senate, alternately, during the session.

Adopted.

By Mr. King:

Resolved, That the Sergeant-at-Arms be directed to furnish the Senate Chamber with ice water.

Adopted.

Committee appointed to wait upon the Governor returned and reported that the Governor's message would be ready to-morrow.

By Mr. Shepherd:

Resolved, That the Sergeant at-Arms be and he is instructed to procure blank forms for notices of bills and reports of committees—one thousand each.

Adopted.

Mr. Cassidy, by leave, and without previous notice, introduced Senate Bill No. 1, entitled an Act to create a State Legislative Fund.

Read first time.

Mr. Wescoatt moved that the rules be suspended, and the bill be read the second time by title.

Carried.

Mr. King moved that the Senate resolve itself into Committee of the Whole—President in the chair—for consideration of Senate Bill No. 1.

Carried.

In time, the committee rose and made the following report:

SENATORS: Your Committee of the Whole have had under consideration Senate Bill No. 1—An Act to create a State Legislative Fund—and beg leave to report the bill back to the Senate, with the recommendation that it do pass.

IN SENATE.

Mr. King moved that the rules be suspended, and that Senate Bill No. 1 be considered engrossed and placed upon its third reading and final passage.

Carried.

Bill read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—23.

NAYS—None.

ABSENT—Messrs. Dickinson and Piper—2.

Mr. Cassidy, by leave, gives notice that he will, at an early day, introduce a bill to pay the debt incurred by the White Pine Indian war. Also, gives notice that he will shortly introduce a bill to define the boundary line between Eureka and Elko Counties.

Senator Ross moved to adjourn.

Carried.

So, at twelve o'clock and fifteen minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON.
Secretary.

IN SENATE—THIRD DAY.

CARSON CITY, January 3, 1877.

Senate called to order at eleven o'clock A. M.

President in the chair.

Roll called.

The following Senators present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—23.

Absent—Messrs. Dickinson and King—2.

Prayer by the Rev. J. D. Hammond.

Journal of second day read and approved.

The President announced the following committees:

COMMITTEE ON ELECTIONS.

Messrs. Wescoatt, Martin, McConnell, Farrell, and Schultz.

COMMITTEE ON CORPORATIONS.

Messrs. King, Westerfield, Piper, Stampley, and Rickey.

COMMITTEE ON COUNTY BOUNDARIES.

Messrs. Creswell, Wescoatt, and Edwards.

COMMITTEE ON JUDICIARY.

Messrs. Baker, Edwards, Boardman, Creswell, and Stewart.

COMMITTEE ON WAYS AND MEANS.

Messrs. Comins, Cassidy, Westerfield, Piper, and Garrard.

COMMITTEE ON EDUCATION.

Messrs. Stone, Wescoatt, and Chubbuck.

COMMITTEE ON RAILROADS AND INTERNAL IMPROVEMENTS.

Messrs. Chubbuck, Garrard, Comins, Farrell, and Cassidy.

COMMITTEE ON MINES AND MINING.

Messrs. Schultz, Blair, Stewart, Dickinson, and Stampley.

COMMITTEE ON AGRICULTURE AND MANUFACTURES.

Messrs. Ross, Shepherd, and Martin.

COMMITTEE ON ENGROSSMENT.

Messrs. Grimes, Chubbuck, and King.

COMMITTEE ON CLAIMS.

Messrs. Stampley, Dickinson, and Shepherd.

COMMITTEE ON ENROLLMENT.

Messrs. Boardman, Stone, and Edwards.

COMMITTEE ON PUBLIC PRINTING.

Messrs. Farrell, Cassidy, and McConnell.

COMMITTEE ON MILITARY AND INDIAN AFFAIRS.

Messrs. Westerfield, Creswell, and King.

COMMITTEE ON PUBLIC LANDS.

Messrs. Edwards, Blair, and Stone.

COMMITTEE ON FEDERAL RELATIONS.

Messrs. Stewart, Cassidy, and King.

COMMITTEE ON MILEAGE.

Messrs. Rickey, Chubbuck, and Blair.

COMMITTEE ON PUBLIC MORALS.

Messrs. Piper, Wescoatt, and Creswell.

COMMITTEE ON STATE LIBRARY.

Messrs. Shepherd, Ross, and Grimes.

COMMITTEE ON SUPPLIES AND EXPENDITURES.

Messrs. Blair, Dickinson, and Martin.

COMMITTEE ON STATE AFFAIRS.

Messrs. Martin, Westerfield, and Comins.

COMMITTEE ON ROADS AND BRIDGES.

Messrs. McConnell, Ross, and Rickey.

COMMITTEE ON RULES AND JOINT RULES.

Messrs. Dickinson, Boardman, and Schultz.

COMMITTEE ON STATE PRISON.

Messrs. Garrard, Comins, and Grimes.

Mr. Rickey asked indefinite leave of absence for Mr. Dickinson.
Granted.

Mr. Shepherd presented a notice from the Hon. Gabriel Cohn, of his intention to contest the right of Hon. T. N. Stone to a seat in the Senate.

On motion of Mr. Cassidy, the notice was referred to Committee on Elections.

The Governor's Private Secretary presented the Governor's Biennial Message, which was received and read by the Secretary of the Senate.

By Mr. Blair:

Resolved, That there be printed on cardboard one hundred copies of the Standing Committees of the Senate, for the use of its members.

Adopted.

By Mr. Ross:

Resolved, That a special committee of three Senators be appointed, to ascertain how many committee rooms will be required during the session, how many, if any, can be obtained in the Capitol building, and the lowest cost that suitable rooms outside can be rented for, and report as soon as convenient to this Senate.

Adopted.

The President, in accordance with the above resolution, appointed as the committee, Messrs. Ross, Edwards, and Martin.

MESSAGE FROM THE ASSEMBLY,

Informing the Senate of the organization of that body, to wit:

ASSEMBLY CHAMBER,
CARSON CITY, Nev., January 2, 1877. }

To the honorable the Senate:

I am instructed by the Assembly to inform your honorable body that the Assembly organized by the election of the following officers and attachés, to wit:

- Speaker.....H. R. Mighels.
- Speaker pro tem..... O. H. Grey.
- Chief Clerk.....J. M. Woodworth.
- Assistant Clerk.....M. D. Wheeler.
- Sergeant-at-Arms.....J. W. Kauffman.
- Assistant Sergeant-at-Arms.....C. H. Stoddard.
- Minute Clerk.....Geo. W. Rogers.
- Journal Clerk.....C. S. Crandell.
- Enrolling Clerk.....W. E. Buckingham.
- Engrossing Clerk..... W. K. Weare.
- Chief of Committee Clerks.....Fred. A. Hart.
- Committee Clerks...J. G. Ward, E. F. Cook, C. S. Hayes, A. R. Whitehill.
- Copying ClerksC. S. Mott and Mary P. Wright.
- Messenger.....B. Scharff.
- Pages.....Charles H. Winslow, F. E. Wheeler.
- Porter.....Judson A. Lee.

And that the Assembly is fully organized, and ready to proceed to business.

J. M. WOODWORTH,
Clerk of the Assembly.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 3, 1877. }

To the honorable the Senate:

I have the honor herewith to transmit, for the consideration of your honorable body, Assembly Concurrent Resolution No. 1—In regard to printing the Governor’s Message—which passed the Assembly this day, unanimously.

MOSES D. WHEELER,
Assistant Clerk.

Assembly Concurrent Resolution No. 1 provided for the printing of two thousand five hundred copies of the Governor’s Message.

Mr. Cassidy moved that the Senate concur in the resolution.

Mr. Edwards moved to amend by reducing to one thousand five hundred copies.

Amendment lost.

Question being upon Mr. Cassidy's original motion, it was carried.
Mr. Cassidy moved to adjourn.
Carried.

So, at twelve o'clock and fifty-five minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—FOURTH DAY.

CARSON CITY, January 4, 1877.

Senate called to order at eleven o'clock A. M.

President, Lieutenant Governor Adams, in the chair.

Roll called.

Present—Messrs. Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, Wescoatt, and Westerfield—22.

Absent—Messrs. Baker, Dickinson, and Schultz.

Prayer by Rev. J. D. Hammond.

Journal of the third day read and approved.

Mr. Shepherd arose to question of privilege, and directed attention to error of his mileage account as set forth in the printed Journal of the seventh session of the Senate, on page twenty-six.

The following letter corrects the error:

STATE CONTROLLER'S OFFICE,
CARSON, Nevada, January 2, 1877. }

Honorable G. H. SHEPHERD, Senator from Elko County:

DEAR SIR: In reply to your note of this date, I have to say that on examining the books and vouchers of this office, I find that you were paid two hundred and ninety-three dollars and sixty cents for seven hundred and thirty-four miles travel, on the report of the Senate Committee on Mileage for the session of eighteen hundred and seventy-five, instead of three hundred and sixty-eight dollars for nine hundred and twenty miles travel, as appears in the printed Journal of the Senate for that session.

Respectfully yours,

W. W. HOBART,
State Controller.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
 CARSON CITY, January 4, 1877. }

To the honorable the Senate:

I herewith transmit the Census as taken in eighteen hundred and seventy-five, pursuant to "An Act to provide for taking the census of the State of Nevada," approved March fifth, eighteen hundred and seventy-five.

Also, the annual reports of Attorney General John R. Kittrell for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six.

L. R. BRADLEY.

Mr. Stewart asked leave of absence for Mr. Schultz.
 Granted.

Mr. Cassidy asked leave of absence for Mr. Baker.
 Granted.

Mr. King moved that the Census for the year eighteen hundred and seventy-five, and the reports of the Attorney General, be referred to the Committee of State Affairs.

Carried.

Mr. Stampley offered the following:

Resolved, That the usual number of copies of bills introduced shall be printed unless otherwise ordered.

Mr. Shepherd moved its adoption.

A vote taken, the resolution was lost.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
 CARSON CITY, January 2, 1877. }

To the honorable the Senate:

I have the honor herewith to transmit to your honorable body Assembly Bill No. 1—Entitled "An Act to create certain legislative funds"—which passed the Assembly this day by the following vote: Yeas, 47; nays, none.

Respectfully,

J. M. WOODWORTH,
 Clerk of the Assembly.

NOTICES.

Mr. Blair gives notice that he will, on some future day, introduce a bill for an Act to amend "An Act to redistrict the State of Nevada," approved March seventh, eighteen hundred and seventy-three.

Mr. Stewart gives notice that he will, on some future day, introduce a bill for an Act to compensate certain officers and privates of the State militia for services rendered at the time of, and subsequent to, the con-

flagration at Virginia City, in October, A. D. eighteen hundred and seventy-five.

Mr. Stewart gives notice that he will, at an early day, introduce a joint resolution, by the Senate and House of Representatives, requesting the Nevada delegation in the Senate and Assembly of the United States Congress to use their influence in securing the passage of an Act granting a pension to the survivors of the Mexican war.

Mr. Creswell gives notice that he will, on some future day, introduce a bill for an Act to amend an Act entitled "An Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada," approved November twenty-sixth, eighteen hundred and sixty-one.

Mr. Stewart gives notice that he will, at an early day, introduce a bill for an Act to protect the rights of owners of stock shares, or other interests in the mineral and metal-yielding mines of this State.

Mr. Comins gives notice that he will, on some future day, introduce a bill for an Act to provide for the payment of the indebtedness of White Pine County, known as the Hamilton debt.

Mr. Edwards gives notice that he will, on some future day, introduce a bill for an Act to provide for the safe keeping of county funds of the respective counties in this State.

Mr. Piper gives notice that he will, on some future day, introduce a bill for an Act to issue bonds for the payment of the Virginia water-works.

Mr. Stewart gives notice that he will, at an early day, introduce a bill for an Act to establish an Industrial School in this State.

Mr. Cassidy gives notice that he will, on some future day, introduce a bill for an Act entitled an Act to provide for the organization of Fire Departments in non-incorporated towns.

Mr. Cassidy gives notice that he will, on some future day, introduce a bill for an Act entitled an Act to liquidate the bonded debt of Eureka County.

Mr. Piper gives notice that he will, at an early day, ask leave to introduce a bill for an Act entitled an Act to create a Paid Fire Department in and for the City of Virginia, Storey County.

Mr. Wescoatt asked and obtained leave to introduce a bill, without previous notice, entitled an Act to amend an Act entitled "An Act to fund the debt of Lincoln County."

Read first time.

Mr. Wescoatt moved the suspension of rules, and bill read the second time by title, and ordered engrossed.

Carried.

Mr. Stone, by leave and without previous notice, introduced Senate Bill No. 3—An Act to repeal an Act to amend an Act entitled "An Act to provide for the destruction of noxious animals within this State," approved March seventh, eighteen hundred and seventy-three, approved March fifth, eighteen hundred and seventy-five, and the Act of which the same is amendatory.

Read first time, rules suspended, read second time by title, and referred to Committee on Agriculture.

Assembly Bill No. 1—An Act to create certain legislative funds.

Read first time.

Mr. Garrard moved the rules be suspended, and that the bill be read the second time by title and referred to Committee of the Whole.

Carried.

On motion of Mr. Rickey, the Senate resolved itself into Committee of the Whole, with the President in the chair, for the consideration of Assembly [Bill] No. 1.

In time the committee rose, and made the following report:

SENATORS: Your Committee of the Whole have had under consideration Assembly Bill No. 1—An Act to create certain legislative funds—and beg leave to report the same back to the Senate, with the recommendation that it do not pass.

IN SENATE.

Mr. Edwards moved that Assembly Bill No. 1 be ordered on file.

Carried.

MESSAGE FROM SECRETARY OF STATE.

STATE OF NEVADA, OFFICE OF SECRETARY OF STATE, }
CARSON CITY, January 2, 1877. }

To the honorable the Senate:

In compliance with the requirements of Article Four, section thirty-five, of the Constitution, I have the honor to transmit herewith a bill which originated in the Senate and passed both Houses at the last session, viz: Senate Bill No. 121; said bill having been filed in my office within ten days after the final adjournment, together with the objections of His Excellency the Governor thereto.

Very respectfully,

J. D. MINOR,
Secretary of State.

EXECUTIVE DEPARTMENT OF NEVADA, }
CARSON CITY, March 15, 1875. }

To Honorable JAMES D. MINOR, Secretary of State:

SIR: I have the honor to return herewith, without my approval, Senate Bill No. 121—"An Act defining the office hours of the Governor of the State of Nevada"—which was received by this department on the fourth instant.

The period during which the executive office must be kept open for business is fixed by the bill at from ten A. M. until midnight, a space of fourteen hours. No argument is required to show that such a length of time is unreasonable and unnecessary. The hours of labor of the financial officers of the State are fixed by law at from ten A. M. to 4 P. M. The executive office is always open for the transacting of business during that time. In the past no inconvenience or injury to public interests has ever been caused by the absence of the Governor or his representative from the post of duty. In the future, as heretofore, the Executive will be controlled solely by his sense of duty. For the cor-

rection of any abuse of the discretion vested in the head of the State, he must be held responsible under the provisions of the Constitution.

J. W. ADAMS.

Senate Bill No. 121—"An Act defining the office hours of the Governor of the State of Nevada."

The question being, "Shall the bill pass notwithstanding the objections of the Governor?" the roll was called, with the following result:

YEAS—None.

NAYS—Messrs. Blair, Boardman, Cassidy, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, Wescoatt, and Westerfield—21.

MESSAGES FROM THE SECRETARY OF STATE.

STATE OF NEVADA, OFFICE OF SECRETARY OF STATE, }
CARSON CITY, January 3, 1877. }

To the Hon. the Senate:

The following concurrent resolution, to wit: "*Resolved*, by the Assembly, the Senate concurring, That our history, as a State, has taught us the necessity of revising the Constitution; we therefore recommend the electors, at the next election for members of the Legislature, to vote for or against the calling of a Convention for the purpose of revising the Constitution of the State of Nevada," having passed both Houses February eighteenth, eighteen hundred and seventy-five, I have the honor to transmit herewith the result of the canvass of said vote, as made December eighteenth, eighteen hundred and seventy-six:

Constitutional Convention—Yes.....	4,691
Constitutional Convention—No.....	8,032

Very respectfully,

J. D. MINOR,
Secretary of State.

STATE OF NEVADA, OFFICE OF SECRETARY OF STATE, }
CARSON CITY, January 3, 1877. }

To the Hon. the Senate:

I herewith refer to your honorable body a proposed amendment to the Constitution of the State of Nevada, which passed the Senate and Assembly at the last session of the Legislature, as follows:

"*Resolved*, by the Assembly, the Senate concurring, That the Constitution of the State of Nevada be amended as follows:

"Amend section one of Article Nine of the Constitution of the State of Nevada so as to read as follows:

"Section One. The fiscal year shall commence on the first day of December in each year."

Very respectfully,

J. D. MINOR,
Secretary of State.

Mr. Cassidy moved that the latter message be made the special order for Monday, January eighth, at one o'clock.

Carried.

REPORT OF SPECIAL COMMITTEE.

MR. PRESIDENT: Your special committee, appointed to ascertain the number of committee rooms that will be required this session, the number that can be obtained in the Capitol building, etc., would report that they think four would be sufficient; that they have procured three in the Capitol building—one in the General Land Office, one in the Controller's and one in the Attorney General's office.

They further report that, no provision having been made for the Copying Clerks, they engaged two nice rooms—one for committee and one for said Clerks—of Mr. Jacob Muller, just across the street from the Capitol, for thirty dollars per month each. The rooms are furnished with table, chairs, fuel, and lights free.

Subject to the approval of the Senate.

Respectfully,

WM. L. ROSS,
For Committee.

Committee discharged.

Mr. Comins moved to adjourn.

Carried.

So, at twelve o'clock and fifteen minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—FIFTH DAY.

CARSON CITY, January 5, 1877.

Senate called to order at eleven o'clock, A. M.
President, Lieutenant Governor Adams, in the chair.
Roll called.

Present—Messrs. Blair, Boardman, Cassidy, Chubbuck, Comins, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, Wescoatt, and Westerfield—21.

Prayer by the Chaplain, Rev. J. D. Hammond.

Mr. S. P. Kelly, Superintendent of Public Instruction, presented the Report of the Board of Directors of the State Orphans' Home for the eleventh and twelfth fiscal years.

Governor's Private Secretary presented message from Governor.

Mr. Wescoatt asked leave of absence for Mr. Creswell.

Granted.

Mr. Cassidy offered the following resolution:

WHEREAS, Mr. George W. Baker, a Senator upon this floor, has been deeply afflicted in the death of his eldest son; and, whereas, the members of this body, individually and collectively, desire to extend their sincerest sympathy and condolence to the stricken family in this their sad bereavement and irreparable loss; therefore,

Resolved, That this Senate, when adjourned, shall stand adjourned until Monday next at the usual hour; and, be it further

Resolved, That the members of this Senate be requested to attend the funeral of deceased in a body.

On motion of Mr. Edwards, the resolution was adopted unanimously.

Mr. Cassidy asked leave of absence for Mr. Baker.

Granted.

Mr. Ross, Chairman of Committee on Agriculture and Manufactures, reported the following:

MR. PRESIDENT: Your Committee on Agriculture and Manufactures, having had under consideration Senate Bill No. 3—An Act to repeal an Act to amend an Act entitled "An Act to provide for the destruction of noxious animals within this State," approved March seventh, eighteen hundred and seventy-three, approved March fifth, eighteen hundred and seventy-five, and the Act of which the same is amendatory, they authorize their Chairman to report in favor of the bill, and that they recommend its passage.

WILLIAM L. ROSS, Chairman.

Mr. Martin, Chairman of Committee on State Affairs, reported the following:

MR. PRESIDENT: Your Standing Committee on State Affairs have had under consideration the Census Report for eighteen hundred and seventy-five, and the two several reports of the Attorney General, referred to them by the Senate, and beg leave to report the same back to the Senate, with a recommendation that they be ordered printed in the Appendix of the Senate Journal.

W. O. H. MARTIN, Chairman.

GOVERNOR'S MESSAGE.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
 CARSON CITY, January 5, 1877. }

To the honorable Senate:

I herewith transmit for your disposition, the certificate of award of a diploma and medal to the State of Nevada by the International Exhibition of eighteen hundred and seventy-six.

L. R. BRADLEY, Governor.

On motion of Mr. Rickey, this message was referred to Committee on State Affairs.

Mr. Rickey, Chairman of Committee on Mileage, reported as follows:

Mr. PRESIDENT: The Standing Committee on Mileage beg leave to report that they have had the matter committed to them under consideration, and find that the members of the Senate are entitled to mileage in the following amounts:

Names of Members.	No. of Miles.	Amount.
Mr. Baker.....	816	\$326 40
Mr. Blair.....	1,246	498 40
Mr. Boardman.....	62	24 80
Mr. Cassidy.....	816	326 40
Mr. Chubbuck.....	42	16 80
Mr. Comins.....	1,006	402 40
Mr. Creswell.....	1,042	416 80
Mr. Dickinson.....		
Mr. Edwards.....		
Mr. Farrell.....	762	304 80
Mr. Garrard.....	180	72 00
Mr. Grimes.....	212	84 80
Mr. King.....	30	12 00
Mr. Martin.....	8	3 20
Mr. McConnell.....	558	223 20
Mr. Piper.....	44	17 60
Mr. Rickey.....	100	40 00
Mr. Ross.....	100	40 00
Mr. Shepherd.....	722	288 80
Mr. Schultz.....	44	17 60
Mr. Stampley.....	390	156 00
Mr. Stewart.....	44	17 60
Mr. Stone.....	690	276 00
Mr. Wescoatt.....	1,246	498 40
Mr. Westerfield.....	30	12 00

Mr. Farrell moved the adoption of the report.

Carried.

Mr. Cassidy moved that the report of the Board of Directors of the State Orphan Home, for the eleventh and twelfth fiscal years, be referred to Committee on State Affairs.

Carried.

Mr. Cassidy moved that the report of the Committee on State Affairs as presented to-day be adopted.

Carried.

Mr. Chubbuck offered the following:

Resolved, That the Secretary of the Senate be and he is hereby authorized to employ such additional clerical aid as will insure the completion of the Appendix to the Senate Journal before the final adjournment of the Legislature, at a compensation of fifteen cents per folio.

Adopted.

By Mr. Westerfield:

Resolved, That the Sergeant-at-Arms be instructed to have two glass windows placed in the door of the Senate Chamber.

On motion of Mr. Shepherd, the resolution was adopted.

By Mr. Rickey:

Resolved, That the Chief Clerk of Committees be and he is hereby empowered to make requisitions on the Sergeant-at-Arms for such stationery as may be required for the use of committees, on the written order of the Chairman of the committee for the use of which such stationery is required.

On motion of Mr. Blair, the resolution was adopted.

Mr. Rickey offered the following:

Resolved, That the Sergeant-at-Arms be and he is hereby instructed to certify to the State Controller the amount due each member of this Senate for mileage, and, also, the sum of sixty dollars is due each member for stationery allowances.

On motion of Mr. Farrell the resolution was adopted.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 4, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Bill No. 1, which passed the Assembly this day by the following vote: Yeas, 42; nays, none.

J. M. WOODWORTH,
Clerk of the Assembly.

NOTICES.

Mr. Boardman gives notice that he will, on some future day, introduce a bill for an Act to amend an Act entitled "An Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada," approved November twenty-sixth, eighteen hundred and sixty-one, approved March second, eighteen hundred and seventy-five.

Mr. Westerfield gives notice that he will, on some future day, introduce a bill for an Act imposing certain duties upon the Executive of the State.

Mr. Comins gives notice that he will, on some future day, introduce a bill for an Act to provide for the payment of the outstanding indebtedness of White Pine County, known as the General Fund debt.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Blair introduced Senate Bill No. 4—An Act to amend an Act entitled "An Act to redistrict the State of Nevada."

Read first time.

Mr. Blair moved that the rules be suspended, the bill be read a second time by title, and referred to the Lincoln County delegation.

Carried.

Mr. Comins, in accordance with previous notice, introduced Senate Bill No. 5—An Act to provide for the payment of the indebtedness of White Pine County, known as the Hamilton debt.

Read first time.

On motion of Mr. Comins, the rules were suspended, the bill read a second time by title, and referred to the White Pine and Lincoln delegations.

Mr. King, by leave, and without previous notice, introduced Senate Bill No. 6—An Act to abolish the office of State Mineralogist, and to provide for the care and preservation of the State Museum.

Read first time.

On motion of Mr. King, the rules were suspended, the bill read a second time by title, and referred to Committee on Mines and Mining.

Mr. Stewart, in accordance with previous notice, introduced Senate Bill No. 7—An Act to authorize the payment of certain claims against Storey County.

Read first time.

On motion of Mr. Stewart, the rules were suspended, the bill read second time by title, and referred to the Storey County delegation.

Mr. Piper, in accordance with previous notice, introduced Senate Bill No. 8—An Act to legalize certain contracts by the Mayor and Board of Aldermen of the City of Virginia, Storey County, State of Nevada, and the Virginia and Gold Hill Water Company of the same place, and to provide for the issuance and sale of bonds for the payment of certain indebtedness thereby incurred.

Mr. Piper moved that the partial reading just had be considered the first reading of the bill; that the rules be suspended, the bill be read a second time by title, considered engrossed, and referred to the Storey County delegation.

Carried.

And the bill was accordingly so read and referred.

Mr. Edwards, in accordance with previous notice, introduced Senate Bill No. 9—An Act to provide for the safe keeping of county funds of the respective counties in this State.

Read first time.

On motion of Mr. Edwards, the rules were suspended, the bill read the second time by title, and referred to Committee on Judiciary.

Assembly Bill No. 1—An Act to create certain legislative funds.

Mr. Cassidy moved to indefinitely postpone.

Carried—Yeas, 22; nays, none.

REPORT OF STANDING COMMITTEE.

Mr. PRESIDENT: Your Standing Committee on Enrollment report that Senate Bill No. 1—Entitled “An Act to create a State Legislative Fund”—has been carefully compared with the engrossed bill, found correctly enrolled, and has this day been handed to the Governor.

W. M. BOARDMAN, Chairman.

Mr. Rickey moved that Senate Bill No. 3—An Act to repeal an Act to amend an Act entitled “An Act to provide for the destruction of noxious animals within this State, approved March seventh, eighteen hundred and seventy-three, approved March fifth, eighteen hundred and seventy-five,” and the Acts of which the same is amendatory—be ordered engrossed.

Carried.

The President informed the Senate that Mr. Rickey has been substituted for Mr. Martin on Committee on Agriculture and Manufactures, and Mr. Martin in place of Mr. Rickey on Roads and Bridges.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, January 5, 1877. }

To the honorable Senate:

I have this day approved Senate Bill No. 1—“An Act to create a Legislative Fund.”

L. R. BRADLEY, Governor.

Mr. King moved to adjourn.

Carried.

So, at twelve o'clock and eight minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—EIGHTH DAY.

CARSON CITY, January 8, 1877.

Senate called to order at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—24.

Absent—Mr. Dickinson.

Prayer by Chaplain, Rev. Josiah McClain.

Journal read and approved.

REPORT OF THE COMMITTEE ON ENGROSSMENT.

Mr. PRESIDENT: Your Committee on Engrossment report that Senate Bill No. 2—An Act to amend an Act entitled "An Act to consolidate and fund the indebtedness of Lincoln County;"

Also, Senate Bill No. 3—An Act to repeal an Act to amend an Act entitled "An Act to provide for the destruction of noxious animals within the State," approved March seventh, eighteen hundred and seventy-three, approved March fifth, eighteen hundred and seventy-five, and the Act of which the same is amendatory;

Have been carefully compared with the originals, and found correctly engrossed.

W. C. GRIMES, Chairman.

REPORTS OF COMMITTEE ON STATE AFFAIRS.

Mr. PRESIDENT: Your Standing Committee on State Affairs have had under consideration the certified copy of the report of the Judges, as accepted by the United States Centennial Commission, and in conformity with which an award was decreed to the State of Nevada. We beg leave to report the same back to the Senate, and recommend that it be deposited in the State Library, and that the State Librarian be instructed to have it framed.

W. O. H. MARTIN, Chairman.

Mr. PRESIDENT: Your Standing Committee on State Affairs have had under consideration the report of the Board of Directors of the State Orphans' Home for the eleventh and twelfth fiscal years. We beg leave to report the same back to the Senate, and recommend that it be printed in pamphlet form—three hundred copies for the Senate, five hundred copies for the Assembly, and two hundred copies for the Board of Directors of the State Orphans' Home; and, also, that it be printed in the Appendix to the Senate Journal.

W. O. H. MARTIN, Chairman.

REPORT OF SELECT COMMITTEE, STOREY COUNTY DELEGATION.

Mr. PRESIDENT: Your select committee, the Storey County delegation, have had under consideration Senate Bill No. 8—Entitled “An Act to legalize certain contracts made with the City of Virginia and the Virginia and Gold Hill Water Company, and for the issuance of bonds for the payment thereof.” We beg leave to report the same back to the Senate, and recommend that it be passed without amendment.

JOHN PIPER, Chairman.

RESOLUTIONS.

By Mr. Garrard:

Resolved, That the Sergeant-at-Arms be and he is hereby instructed to furnish the Secretary, Assistant Secretary, and Minute Clerk of this Senate with all stationery and other supplies necessary to enable them to perform their official duties.

Adopted.

By Mr. Shepherd:

Resolved, That the use of the Senate Chamber be and is hereby granted to the Mexican War Veterans of the State of Nevada, on Friday evening, the twelfth instant.

Adopted.

By Mr. Farrell:

Resolved, That the Sergeant-at-Arms be instructed to procure the latest and best map of the State of Nevada, for the use of the Senate.

Adopted.

By Mr. Martin—Concurrent Resolution No. 1:

Resolved, by the Senate, the Assembly concurring, That one thousand copies of the Attorney General's report for eighteen hundred and seventy-five and eighteen hundred and seventy-six be printed in pamphlet form—two hundred and fifty for the State officers, two hundred and fifty for the Senate, and five hundred for the Assembly.

Adopted.

By Mr. Chubbuck—Concurrent Resolution No. 2:

Resolved, by the Senate, the Assembly concurring, That one thousand copies of the Census Report for the year eighteen hundred and seventy-five be ordered printed, as follows: one hundred copies to be bound in the same style as the Appendix to the Senate and Assembly Journals of the seventh session of the Legislature of this State, the same to be delivered to the Secretary of State, for the use of the several departments of State, and for distribution among the several departments of the General Government at Washington, and for exchange with the several States and Territories of the Union; nine hundred copies to be printed in pamphlet form, three hundred of which shall be delivered to

the Senate and six hundred of which shall be delivered to the Assembly, for general distribution among the people.

Mr. Garrard moved that the resolution be laid upon the table.

Carried.

By Mr. Stewart—Joint Resolution No. 1—Relative to granting by Congress of pensions to the survivors of the Mexican war;

And read the first time.

Mr. Blair moved that the rules be suspended, the resolution read the second time by title, and referred to Committee on Federal Relations.

Carried.

By Mr. Westerfield:

Resolved, That that portion of the Governor's Message which treats of finance, tax on net proceeds of mines, and appropriation for new State Prison at Reno, be referred to the Committee of Ways and Means. That portion which treats of the Chinese question and federal affairs to the Committee on Federal Relations. That portion which treats of Insane Asylum, insane convicts, State Board, Capitol grounds, and reports of State officers and State Boards, be referred to the Committee on State Affairs. That portion which treats of extending the term of county officers, State Board of Equalization, rewards for fugitives, Indian testimony, and election law, be referred to the Judiciary Committee. That portion which treats of State Mineralogist and mining accidents, to the Committee on Mines and Mining. That portion which treats of the repeal of the coyote scalp law, to the Committee on Agriculture. That portion which treats of the Spring Valley Indian War, to the Committee on Military and Indian Affairs; and that the above named committees be directed to report by bill or otherwise on the different subjects assigned them.

Adopted.

Mr. King moved Senate Bill No. 6 be ordered printed.

Carried.

Mr. Chubbuck moved that Senate Bill No. 8 be printed.

Carried.

Mr. King gives notice that he will, on some future day, introduce a bill for an Act to redistrict the State for judicial purposes.

Mr. Chubbuck gives notice that he will, on some future day, introduce a bill for an Act to amend "An Act to provide revenue for the support of the government of the State of Nevada," approved March ninth, eighteen hundred and sixty-five.

Mr. Baker gives notice that he will, on some future day, introduce a bill for an Act to create a State Board of Equalization, and defining its duties.

Mr. Edwards gives notice that he will, on some future day, introduce a bill for an Act to regulate foreign insurance companies doing business in this State.

Mr. Stewart introduced Senate Bill No. 10—An Act to protect the rights of owners of stock shares and other interests in the mineral and metal-yielding mines of this State.

Read first time.

On motion of Mr. Stewart, the rules were suspended, the bill read the second time by title, referred to Committee on Mines and Mining, and ordered printed.

Mr. King moved that the vote by which Senate Bill No. 8 was ordered printed, be reconsidered.

Mr. Piper seconded the motion.

Carried.

Mr. Chubbuck moved that Senate Bill No. 8 be taken up and placed upon its third reading and final passage.

Carried.

Mr. Chubbuck presented, and the Clerk read, a letter from the Clerk of the Board of Aldermen of Virginia City, recommending the passage of the bill.

The bill read the third time, and was passed by the following vote:

NAYS—None.

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Westcoatt, and Westerfield—24.

On motion of Mr. Westcoatt, Senate Bill No. 2—An Act to amend "An Act to fund the debt of Lincoln County," was taken up, read the third time, and passed by the following vote:

NAYS—None.

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Westcoatt, and Westerfield—24.

Senate Bill No. 3—An Act to repeal an Act to amend an Act entitled "An Act to provide for the destruction of noxious animals within this State," approved March seventh, eighteen hundred and seventy-three, approved March fifth, eighteen hundred and seventy-five, and the [Acts] of which the same is amendatory—was taken up, read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Garrard, Grimes, King, Martin, McConnell, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Westcoatt, and Westerfield—22.

NAYS—Messrs. Farrell and Rickey—2.

Mr. Edwards moved to take up the special order set for this day at one o'clock P. M.

Mr. Cassidy moved an amendment to postpone the special order until Monday next, at one o'clock P. M.

Mr. Edwards accepted the amendment.

Carried.

Mr. Chubbuck moved to adjourn.

Carried.

So, at twelve o'clock and forty minutes, the Senate adjourned.

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—NINTH DAY.

CARSON CITY, January 9, 1877.

Senate called to order at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Ross, Shepherd, Stampley, Stewart, Stone, Wescoatt, and Westerfield—22.

Absent—Messrs. Dickinson, Rickey, and Schultz—3.

Prayer by Chaplain, Rev. Josiah McClain.

Journal read and approved.

Mr. Rickey was granted two days absence.

REPORT OF STANDING COMMITTEE.

Mr. PRESIDENT: Your Committee on Federal Relations, to whom was referred Senate Joint Resolution No. 1, report favorably upon the same, and recommend its passage.

W. F. STEWART, Chairman.

REPORTS OF SELECT COMMITTEES.

Mr. PRESIDENT: Your special committee, to which was referred Senate Bill No. 4, have had the same under consideration, and beg leave to report the same back to the Senate, with the recommendation that it do pass.

A. J. BLAIR, Chairman.

Mr. PRESIDENT: Your special committee, to whom was referred Senate Bill No. 5, have had the same under consideration, and report it back to the Senate, without amendment, and recommend its passage.

H. A. COMINS,
A. J. BLAIR,
N. WESCOATT,
Committee.

MOTIONS AND RESOLUTIONS.

By Mr. Ross:

Resolved, That the Committee on Ways and Means be requested to visit the new State Prison at Reno, in conjunction with the House committee appointed for that purpose.

Mr. Edwards moved to amend by substituting Committee on State Affairs instead of that of Ways and Means.

Carried.

Resolution as amended was adopted.

Mr. Stewart asked leave of absence for Mr. Schultz.

Granted.

Mr. Cassidy moved that the recommendation of the Committee on State Affairs made yesterday be adopted.

Carried.

Mr. Chubbuck moved that concurrent resolution be taken from the table.

Carried.

Mr. Cassidy moved the adoption of the resolution.

Carried.

By Mr. Comins—Senate Concurrent Resolution No. 3—Relative to amending section two, Article Four, of the Constitution.

Mr. Comins moved that the rules be suspended, the resolution be read a second time, and referred to Judiciary Committee.

Carried.

Mr. Martin moved that the report of the Committee on State Affairs, relative to the Centennial Commissioners' award to State of Nevada, be adopted.

Carried.

MESSAGES FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 8, 1877. }

To the Hon. the Senate:

I have the honor herewith to transmit to your honorable body Assembly resolution, unnumbered, which was adopted in the Assembly this day.

MOSES D. WHEELER,
Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 8, 1877. }

To the Hon. the Senate:

I have the honor herewith to transmit to your honorable body Assembly Concurrent Resolution No. 5, which passed the Assembly this day by a unanimous vote—To appoint a committee of five to visit and report upon the Insane and the Deaf and Dumb Asylums.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

The State Capitol Commissioners presented a report, which was, on motion of Mr. Cassidy, referred to Committee on Ways and Means.

NOTICES OF BILLS.

Mr. Ross gives notice that he will, on some future day, introduce a bill for an Act to amend an Act entitled an "Act in relation to public highways," approved March fifteenth, eighteen hundred and seventy-five.

Mr. Boardman gives notice that he will, on some future day, introduce a bill for an Act to authorize the County Commissioners of Washoe

County to issue bonds for the erection of a county bridge across the Truckee River at Reno, in said county.

Mr. Comins gives notice that he will, on some future day, introduce a bill for an Act to redistrict the State of Nevada.

Mr. Farrell gives notice that he will, on some future day, introduce a bill for an Act to amend an Act entitled "An Act to encourage the construction of a railroad from Battle Mountain Station, on the Central Pacific Railroad, in Lander County, State of Nevada, to the City of Austin, in said county, and to authorize said county to issue its bonds for two hundred thousand dollars to aid the same," passed February ninth, eighteen hundred and seventy-five.

Mr. Shepherd gives notice that he will, on some future day, introduce a bill for an Act to amend the stray law.

Mr. Shepherd gives notice that he will, on some future day, introduce a bill for an Act to encourage the collection and classification of the various mineral ores, fossils, and other specimens used in cabinets.

Mr. Baker gives notice that he will, on some future day, introduce a bill for an Act entitled an Act to amend "An Act requiring foreign corporations to furnish evidence of their incorporation and corporate name," approved March third, eighteen hundred and sixty-nine.

Mr. Grimes gives notice that he will, on some future day, introduce a bill for an Act to amend an Act entitled "An Act to provide for the payment of the outstanding indebtedness of Churchill County."

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Edwards asked leave to introduce a bill without previous notice. Granted.

Senate Bill No. 11—To amend sections one, three, four, five, and twenty-two of "An Act to provide for the government of the State Prison of the State of Nevada," approved March seventh, eighteen hundred and seventy-three.

Bill read first time, and on motion of Mr. Edwards the rules were suspended, the bill read a second time by title, ordered printed, and referred to Judiciary Committee.

Mr. Chubbuck introduced Senate Bill No. 12—An Act to amend "An Act to provide revenue for the support of the government of the State of Nevada," approved March ninth, eighteen hundred and sixty-five.

Bill read first time, and on motion of Mr. Chubbuck rules were suspended, bill read second time by title, ordered printed, and referred to Judiciary Committee.

Mr. Cassidy introduced Senate Bill No. 13—To authorize the Commissioners of Eureka County to issue certain bonds and to provide for the payment of the same.

Bill read first time, and on motion of Mr. Cassidy rules were suspended, the bill read the second time by title, ordered printed and engrossed.

GENERAL FILE.

On motion of Mr. Blair, Senate Bill No. 4 was ordered engrossed.

On motion of Mr. Comins, Senate Bill No. 5 was ordered engrossed.

On motion of Mr. Stewart, Senate Joint Resolution No. 1 was ordered engrossed.

Mr. King moved that the Senate concur with Assembly Concurrent Resolution No. 5.

Mr. Comins moved to amend so as to read, "one Senator and two Assemblymen."

Carried.

The question being on the adoption of the resolution as amended, a division was called for, which resulted nine in the affirmative, and thirteen in the negative.

The resolution was lost.

Mr. Stewart moved that the rules be suspended, and that the vote by which the resolution was lost be reconsidered.

Carried.

Mr. Cassidy moved that the rules be suspended and the vote on the amendment be reconsidered.

Carried, by the following vote:

YEAS—Messrs. Cassidy, Chubbuck, Creswell, Edwards, King, Martin, McConnell, Piper, Stampely, Stone, Wescoatt, and Westerfield—12.

NAYS—Messrs. Baker, Blair, Boardman, Comins, Farrell, Garrard, Grimes, Ross, Shepherd, and Stewart—10.

Mr. Edwards moved that the resolution be concurred in.

Carried.

On motion of Mr. Boardman, Assembly Concurrent Resolution inviting a Senate Committee on Rules to confer with a similar committee of the House, was adopted.

The President announced the substitution of Mr. Farrell on Committee on Rules instead of Mr. Dickinson.

Mr. Westerfield moved to adjourn.

Carried.

So, at twelve o'clock and thirty-three minutes, Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—TENTH DAY.

CARSON CITY, January 10, 1877.

Senate called to order at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Cres-

well, Comins, Edwards, Farrell, Garrard, Grimes, King, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—21.

Absent—Messrs. Dickinson, Martin, McConnell, and Rickey—4.

Prayer by the Chaplain, Rev. Josiah McClain.

Journal read and approved.

Mr. Martin granted leave of absence.

Mr. McConnell granted leave of absence.

PETITIONS.

NATIONAL BOARD OF TRADE, SECRETARY AND TREASURER'S OFFICE, }
CHICAGO, January 3, 1877. }

To the honorable President of the Senate, Virginia City, Nevada:

DEAR SIR: Inclosed I beg to hand you a memorial by this Board, which has been ordered forwarded to you, with the request that you will do the Board the honor to cause its proper and early presentation to the honorable body over which you are called to preside, to the end that it may be duly referred to an appropriate committee, where we trust it may receive that consideration which the importance of the subject alluded to seems, to us, to demand.

There are undoubtedly in most of the States a large number of youth, as well as those of maturer years, who would be glad to secure a thorough knowledge of the mechanical arts, and thus fit themselves for honorable and comparatively lucrative employment, could they do so under competent instructors, but who are debarred from the privilege, owing to the well-known regulations of trades unions, as to the percentage of apprentices to journeymen they claim the right of dictating to employers, and this while all branches of mechanics are largely supplied with incompetent workmen.

Your kind attention will be duly appreciated by the National Board of Trade, whose only object is to advance the interests of our common country.

I have the honor to be,

Your very obedient servant,

CHAS. RANDOLPH, Secretary.

On motion of Mr. Edwards, the memorial from the National Board of Trade was referred to the Committee on Education.

REPORTS OF STANDING COMMITTEES.

MR. PRESIDENT: Your Standing Committee on the Judiciary, to whom was referred Senate Bill No. eleven, entitled "An Act to amend sections one, three, four, and twenty-two of an Act to provide for the government of the State Prison of the State of Nevada, beg leave to report that they have had the same under consideration, and have come to a favorable conclusion thereon, and have instructed their Chairman to report the same to the Senate as interlined, and recommend its passage.

G. W. BAKER, Chairman.

On motion of Mr. Edwards, Senate Bill No. 11 was ordered engrossed.

Mr. PRESIDENT: Your Standing Committee on the Judiciary, to whom was referred Senate Bill No. 9—Being an Act entitled an Act to provide for the safe keeping of county funds in the respective counties in this State—beg leave to report that they have had the same under consideration, and directed their Chairman to report the same to the Senate with an amendment, and recommend its passage.

G. W. BAKER, Chairman.

Mr. Cassidy moved to reconsider the vote by which Senate Bill No. 11 was ordered engrossed.

Carried.

Mr. Cassidy moved that the recommendation of Judiciary Committee on Senate Bill No. 11 be adopted and the bill be ordered engrossed.

Carried.

Mr. PRESIDENT: Your Committee on Engrossment beg leave to report that they have compared Senate Bill No. 5—An Act to provide for the payment of the indebtedness of White Pine County, known as the Hamilton debt;

Also, Senate Bill No. 4—An Act to amend an Act entitled "An Act to redistrict the State of Nevada," approved March seventh, eighteen hundred and seventy-three;

Also, Senate Joint Resolution No. 1—Relative to granting pensions by Congress to the surviving veterans of the Mexican war;

With the engrossed copies thereof, and find them correctly engrossed.

W. C. GRIMES, Chairman.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, January 9, 1877. }

To the honorable Senate:

I herewith transmit the biennial report of John Day, Surveyor General of the State, for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six.

L. R. BRADLEY.

On motion of Mr. Garrard, the report of the Surveyor General for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six was referred to Committee on Public Lands.

Mr. Stewart rose to a question of privilege relative to mistakes in the reports of correspondents and reporters, calling the attention of the reporters and correspondents present to the fact, by a request that they be more careful in the future.

MOTIONS AND RESOLUTIONS.

Mr. Ross moved that the Committee on Ways and Means be substi-

tuted for the Committee on State Affairs to visit the building of State Prison at Reno, in conjunction with the House committee.

The rules were first suspended, and the motion was carried by the following vote: twelve in the affirmative and nine in the negative.

By Mr. Comins:

Resolved, That the Board of State Prison Commissioners of this State be and they are hereby requested to forthwith transmit to this body all the evidence, papers, and documents taken before the joint committee of the Senate and Assembly at its last session, in the matter of the investigation into the management of the Nevada State Prison, deposited with the said Board by the Hon. Thomas Wren, Chairman of said joint committee at the close of said last session.

Resolved, That the Secretary of the Senate do immediately furnish the Secretary of said Board with a certified copy of the foregoing resolution.

Mr. Cassidy moved the adoption of the resolution.

Carried.

MESSAGES FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 9, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Bill No. 8, which having been duly considered in the Assembly, was passed this day by the following vote: Yeas, 49; nays, none.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 9, 1877. }

To the honorable the Senate:

I have the honor herewith to transmit to your honorable body Assembly Concurrent Resolution No. 9, which passed the Assembly this day by the following vote: Yeas, 48; nays, none.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 9, 1877. }

To the honorable the Senate:

I have the honor herewith to transmit to your honorable body Assem-

bly Concurrent Resolution No. 7, which passed the Assembly this day by the following vote: Yeas, 40; nays, 9.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

NOTICES OF BILLS.

Mr. Stewart gives notice that he will, on some future day, introduce a bill for an Act to amend an Act entitled "An Act relating to wild game and fish."

Mr. Stampley gives notice that he will, on some future day, introduce a bill for an Act to prevent live stock from trespassing on farming or meadow lands.

Mr. Shepherd gives notice that he will, on some future day, introduce a bill for an Act empowering the Board of County Commissioners of Elko County to examine, audit, and allow certain indebtedness against Elko Road District Number One of Elko County.

FIRST READING OF BILLS.

Mr. Comins introduced Senate Bill No. 14—An Act to redistrict the State of Nevada.

Read first time.

Rules were suspended on motion of Mr. Comins, the bill read the second time by title, and referred to a special committee consisting of one Senator from each county of the State.

Mr. Piper introduced Senate Bill No. 15—An Act to provide for the payment of the services of a clerk of the State Library for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six.

Read first time, and, on motion of Mr. Piper, rules were suspended, bill read the second time by title, and referred to the Committee on Claims.

Mr. Westerfield introduced Senate Bill No. 16—An Act supplementary to "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one.

Read first time, and, on motion of Mr. Westerfield, the rules were suspended, the bill read the second time by title, ordered printed, and referred to the Judiciary Committee.

Mr. Shepherd introduced Senate Bill No. 17—An Act to encourage the collection and classification of the various minerals, ores, fossils, and other specimens placed and used in public and private cabinets in the State of Nevada.

Read first time and rules suspended, the bill read the second time by title, ordered printed, and referred to the Committee on Mines and Mining.

Mr. King introduced Senate Bill No. 18—An Act to redistrict the State of Nevada.

Read the first time, and, on motion of Mr. King, the rules were suspended, the bill read the second time by title, and referred to a committee consisting of one Senator from each county of the State.

Assembly Concurrent Resolution No. 7—Relative to the Standing

Rules of the Legislature of this State, and providing for the printing and binding of the same.

Mr. Edwards moved to refer to the Committee on Printing.

Carried.

Assembly Concurrent Resolution No. 9—Providing for an additional Joint Rule.

Mr. Chubbuck moved it be referred to the Committee on Rules and Joint Rules.

Carried.

THIRD READING OF BILLS.

Mr. Cassidy moved that Senate Bill No. 4 be referred to a committee of one Senator from each county of the State.

Carried.

Senate Bill No. 5—Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—21.

NAYS—None.

Senate Joint Resolution No. 1—Read third time, and passed by the following vote:

YEAS—[Messrs.] Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—21.

NAYS—None.

Mr. Shepherd moved to adjourn.

Carried.

So, at twelve o'clock and fifty minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—ELEVENTH DAY.

CARSON CITY, January 11, 1877.

Senate called to order at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—23.

Absent—Messrs. Dickinson and Piper—2.

Prayer by the Chaplain, Rev. Josiah McClain.

Leave of absence was granted to Mr. Piper.

Journal read.

Mr. Rickey called for the rereading of that portion of the Journal recording the change made from the Committee on State Affairs to visit the State Prison building at Reno to that of the Committee on Ways and Means, and then in consequence of a failure to suspend the rules in order to properly make the change, moved that that portion of the Journal's record be stricken from the Journal.

Mr. Cassidy moved as a substitute that the Journal be so amended as to read that the rules were suspended at the time Mr. Ross moved that the visit should be made by Ways and Means Committee instead of the Committee on State Affairs.

A vote was taken on the substitute, and the President was unable to decide, whereupon the second vote was taken, and the substitute was, by fourteen in the affirmative and nine in the negative, carried.

Mr. Baker moved that the Journal, as amended, be approved.

The President, unable to decide the result of the first vote, a second was taken, and the motion was, by fourteen in the affirmative and eight in the negative, carried.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Standing Committee on Supplies and Expenditures have had Sergeant-at-Arms Bill No. 1 under consideration, and beg leave to report favorably on the same, with recommendation that it be paid.

A. J. BLAIR, Chairman.

Mr. Baker asked leave, out of order, to have Senate Bill No. 9 recommitted to the Committee on Judiciary.

Granted.

Sergeant-at-Arms Bill No. 1, favorably reported, and recommended paid, consists of letter scales, waste baskets, student lamps, spittoons, etc., and amounting to one hundred and eighteen dollars.

Mr. PRESIDENT: Your Standing Committee on the Judiciary, to whom was referred Senate Bill No. 9—Being an Act to provide for the safe keeping of the county funds of the respective counties in this State—beg leave to report that they have had the same under consideration, and report back a substitute for said bill with the recommendation that it pass.

G. W. BAKER, Chairman.

Mr. PRESIDENT: Your Committee on Engrossment beg leave to report that they have compared Senate Bill No. 11—An Act to amend sections one, three, four, and twenty-two, of "An Act to provide for the government of the State Prison of the State of Nevada;"

Also, Senate Bill No. 12—An Act to amend "An Act to provide rev-

enue for the support of the government of the State of Nevada," approved March ninth, eighteen hundred and sixty-five;

Also, Senate Bill No. 13—An Act to authorize the Commissioners of Eureka County to issue certain bonds and to provide for the payment of the same;

With the engrossed copies thereof, and find them correctly engrossed.

W. C. GRIMES, Chairman.

Mr. PRESIDENT: Your Standing Committee on Mines and Mining, to whom was referred Senate Bill No. 10—An Act to protect the owners of stock shares and other interests in the mineral and metal yielding mines of this State—beg leave to report that they have had the same under consideration, and report the same back to the Senate, with the recommendation that it be amended, by inserting in the seventeenth line of section one, after the word "stock," and before the word "shall," the following: "Standing in their own names on the books of the company at the time application for the permit is made"—and that the bill as amended do pass.

E. A. SCHULTZ, Chairman.

Mr. PRESIDENT: Your Standing Committee on Claims have had Senate Bill No. 5 under consideration, and beg leave to report favorably on the same, with recommendation that it do pass.

O. K. STAMPLEY, Chairman.

Mr. PRESIDENT: Your Standing Committee on Rules and Joint Rules, to whom was referred Concurrent Resolution No. 9, received from the Assembly, beg leave to report that said resolution was, at the time it was received, already incorporated in the regular report of this Committee on Rules and Joint Rules, and has been amended by striking out the last sentence; therefore we recommend that it do not pass.

W. M. BOARDMAN,
M. J. FARRELL,
Committee.

Mr. PRESIDENT: Your Standing Committee on Rules and Joint Rules, to whom was referred Assembly Concurrent Resolution No. 7, beg leave to report that they have had the same under consideration, and recommend that it be amended by striking out the last sentence (which reads, "And it is further provided, that this resolution shall be printed in the said book or pamphlet next after the title page and preceding all other printed matter"), and that it do pass.

W. M. BOARDMAN,
M. J. FARRELL,
Committee.

Mr. Comins moved the adoption of the report.
Carried.

Mr. PRESIDENT: Your Standing Committee on Public Printing, who were instructed to inquire into the probable cost of printing and binding the Rules and Joint Rules of this Legislature, in the manner pro-

vided for in Concurrent Resolution No. 7, beg leave to report that they have had an estimate made by the State Printer, who places the entire cost at four hundred dollars.

M. J. FARRELL,
G. W. CASSIDY,
CHAS. McCONNELL,
Committee.

Mr. PRESIDENT: Your Standing Committee on Rules and Joint Rules, who were instructed to prepare rules to govern this Legislature, beg leave to report that they have arranged and agreed on said rules, which are herewith respectfully submitted.

W. M. BOARDMAN,
M. J. FARRELL,
Committee.

Mr. Comins moved that the report be adopted.

Carried.

Mr. Cassidy moved that the Senate adopt, as a whole, the report of the Committee on Rules and Joint Rules.

Carried.

Assembly Concurrent Resolution No. 7, relative to rules and joint rules, passed as amended in the report of Committee on Rules and Joint Rules.

MOTIONS AND RESOLUTIONS.

By Mr. Blair:

Resolved, That the Controller of State is hereby directed to draw his warrant on the Legislative Fund, in favor of the Sergeant-at-Arms, for the sum of one hundred and eighteen dollars, for supplies furnished Senate Chamber.

Mr. King moved the adoption of the resolution.

Carried.

By Mr. Garrard:

Resolved, That the Sergeant-at-Arms be authorized to purchase a carpet or matting for the Sergeant-at-Arms' room of the Senate.

Adopted.

Mr. Cassidy, by request, introduced Assembly Concurrent Resolution No. 4, granting John Horn, County Commissioner of Eureka County, three months leave of absence any time during his official term.

Adopted.

By Mr. Edwards:

Resolved, That Senator Wescoatt be added to the Committee on Ways and Means while said committee is performing its duties in visiting the prison walls at Reno, and that said committee have the power and are authorized to call to their assistance any expert or experts that said committee may deem necessary, for the purpose of ascertaining the probable cost of erecting and finishing the prison building and walls.

Adopted.

By Mr. Creswell:

Resolved, That the Sergeant-at-Arms be instructed to furnish rooms for the Judiciary Committee.

Adopted.

MESSAGES FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 10, 1877. }

To the honorable the Senate:

I have the honor herewith to transmit, for the consideration of your honorable body, Assembly Concurrent Resolution No. 8—Entitled “A concurrent resolution providing two (2) additional joint rules”—which, after proper consideration by the Assembly, was passed by the following vote: Yeas, 44; nays, 3.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 9, 1877. }

To the honorable the Senate:

I have the honor herewith to transmit to your honorable body Assembly Concurrent Resolution No. 13, which, after due consideration, was passed by the Assembly this day.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

Assembly Concurrent Resolution No. 13—Refers to a change of the hour of opening and closing the State Library.

MESSAGE FROM THE SECRETARY OF STATE.

STATE OF NEVADA, OFFICE OF SECRETARY OF STATE, }
CARSON CITY, January 11, 1877. }

To the honorable the Senate:

GENTLEMEN: In obedience to a resolution of your honorable body, passed January tenth, eighteen hundred and seventy-seven, I herewith transmit all the evidence and papers taken before and belonging to the Joint Committee on Investigation of State Prison Affairs, appointed at the session of the Legislature held in eighteen hundred and seventy-five, as the same was received from the Secretary of your honorable body at said session.

Very respectfully,

J. D. MINOR,
Secretary of State.

Mr. Cassidy moved that the evidence and papers taken before and belonging to the Joint Committee in Investigation of State Prison Affairs, appointed at the session of the Legislature of eighteen hundred and seventy-five, be referred to the Committee on State Prison.

Carried.

NOTICE OF BILLS.

Mr. Wescoatt gives notice that he will, on some future day, introduce a bill for an Act providing that no County Assessor in this State shall be his own successor.

Mr. Blair moved that the report of Committee on Rules and Joint Rules be adopted.

Carried.

Mr. Farrell moved the report of the Committee on Printing be adopted.

Carried.

INTRODUCTION AND FIRST READING OF BILLS.

Senate Bill No. 19—An Act to amend an Act entitled "An Act relating to wild game and fish."

Bill read first time.

Mr. Baker moved that the rules be suspended, the bill read the second time by title, and referred to Committee on Public Morals.

Lost.

Mr. Comins moved that the rules be suspended, the bill read the second time by title, and referred to Committee on Agriculture.

Carried.

Mr. Creswell introduced Senate Bill No. 20—An Act to amend "An Act to regulate proceedings in Courts of justice in the Territory of Nevada," approved November twenty-sixth, eighteen hundred and sixty-one.

Bill read first time.

Mr. Creswell moved that the rules be suspended, the bill read the second time by title, and referred to Judiciary Committee.

Carried.

Mr. Rickey, by leave and without previous notice, introduced Senate Bill No. 22—An Act to admit to probate the last will and testament of Rufus Adams.

Bill read first time.

Mr. Rickey moved that the rules be suspended, the bill read the second time by title, and referred to Judiciary Committee.

Carried.

Mr. Grimes introduced Senate Bill No. 23—An Act to amend an Act entitled "An Act to provide for the payment of the outstanding indebtedness of Churchill County," approved March fourth, eighteen hundred and seventy-one.

Bill read first time.

Mr. Grimes moved that the rules be suspended, the bill read the second time by title, and ordered engrossed.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 10—An Act to protect the rights of owners of stock shares and other interests in the mineral and metal-yielding mines of this State.

Ordered engrossed.

Substitute for Senate Bill No. 9—An Act to provide for the safe keeping of county funds of the respective counties of this State.

Mr. Edwards moved that it be considered engrossed.

Carried.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Grimes, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Wescoatt—19.

NAYS—Messrs. Farrell, Garrard, King, and Westerfield—4.

Mr. Comins gave notice that he would, on to-morrow, move to reconsider the vote by which Senate Bill No. 9 was passed.

Senate Bill No. 15—An Act to provide for the payment of the services of a clerk of the State Library for years eighteen hundred and seventy-five and eighteen hundred and seventy-six.

Mr. Shepherd moved that it be ordered engrossed.

Carried.

Senate Bill No. 12—An Act to amend an Act to provide revenue for the support of the government of the State of Nevada, approved March ninth, eighteen hundred and sixty-five—reported correctly engrossed.

Mr. Chubbuck moved to rerefer the bill to the Judiciary Committee.

Carried.

Senate Bill No. 13—An Act to authorize the Commissioners of Eureka County to issue certain bonds and provide for the payment of the same—reported correctly engrossed.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—23.

NAYS—None.

Senate Bill No. 11, on motion of Mr. Edwards, was placed at the bottom of the file.

Assembly Concurrent Resolution No. 9, on motion of Mr. Rickey, was laid upon the table.

Assembly Concurrent Resolution No. 8, on motion of Mr. Farrell, was laid upon the table.

Mr. Edwards moved to adjourn.

Carried.

So, at one o'clock and six minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—TWELFTH DAY.

CARSON CITY, January 12, 1877.

Senate called to order at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—24.

Absent—Mr. Dickinson—1.

Prayer by the Chaplain, Rev. Josiah McClain.

Journal read and approved.

Secretary of the Governor presented message, transmitting report of State Treasurer.

President made the following announcements:

Mr. Edwards' appointment on Committee on Claims, instead of Mr. Dickinson, absent.

Messrs. Wescoatt and Piper's appointment on committee to visit Deaf and Dumb and Insane Asylums.

REPORT OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Standing Committee on Judiciary had Senate Bill No. 22 under consideration, and beg leave to report favorably on the same, with recommendation that it pass.

G. W. BAKER, Chairman.

Mr. PRESIDENT: Your Standing Committee on Judiciary have had Senate Bill No. 21 under consideration, and beg leave to report favorably on the same, with recommendation that it pass.

G. W. BAKER, Chairman.

Mr. PRESIDENT: Your Standing Committee on Judiciary have had Senate Bill No. 20 under consideration, and beg leave to report favorably on the same, with recommendation that it pass as amended.

G. W. BAKER, Chairman.

Mr. PRESIDENT: Your Committee on Engrossment beg leave to report that they have compared Senate Bill No. 10—An Act to protect the rights of owners of stock shares and other interests in the mineral and metal-yielding mines of this State;

Also, Senate Bill No. 15—An Act to provide for the payment of services of the clerk in State Library for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six;

Also, Senate Bill No. 23—An Act to amend an Act entitled "An Act

to provide for the payment of the outstanding indebtedness of Churchill County," approved March fourth, eighteen hundred and seventy-one; With the original copies thereof, and find them correctly engrossed.

W. R. KING,
S. W. CHUBBUCK,
Committee.

Mr. PRESIDENT: Your Standing Committee on Mines and Mining, to whom was referred Senate Bill No. 17—An Act to encourage the collection and classification of the various minerals, ores, fossils, and other specimens placed and used in public and private cabinets in the State of Nevada—beg leave to report that they have had the same under consideration, and report it back to the Senate, with the recommendation that it be amended by inserting after the word "description" and before the word "held," in the tenth line of section one, the following: "Except rare numismatic specimens," and that the bill as amended do pass.

E. A. SCHULTZ, Chairman.

Mr. PRESIDENT: Your Committee on Enrollment beg leave to report that they have carefully compared Senate Bill No. 8—Entitled an Act to legalize certain contracts made by the Mayor and Board of Aldermen of the City of Virginia and the Virginia and Gold Hill Water Company, and to provide for the issuance of bonds for the payment of certain indebtedness thereby incurred—with the original, and found the same correctly enrolled, and have this day delivered the same to the Governor for his approval.

W. M. BOARDMAN, Chairman.

Mr. PRESIDENT: Your Standing Committee on Public Lands, to whom was referred the biennial report of the Surveyor General, have had the same under consideration, beg to report the following concurrent resolution, and recommend its adoption.

T. D. EDWARDS, Chairman.

Mr. PRESIDENT: Your Standing Committee on Claims have had the claim of Jacob Kline under consideration, and beg leave to report a bill for the payment of the same, with recommendation that it do pass.

O. K. STAMPLEY,
G. H. SHEPHERD,
Committee.

MESSAGES FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, January 12, 1877. }

To the Hon. Senate:

I herewith transmit the annual report of Jerry Schooling, State Treasurer, for the year eighteen hundred and seventy-six.

L. R. BRADLEY, Governor.

On motion of Mr. King, the report of the State Treasurer was referred to the Committee on Ways and Means.

MOTIONS AND RESOLUTIONS.

Mr. Edwards offered Senate Concurrent Resolution No. 5.

Resolved, That the Senate, the Assembly concurring, that fifteen hundred copies of the biennial report of the Surveyor General and State Register be printed; three hundred and fifty copies thereof for the members of the Senate, seven hundred copies for members of the Assembly, fifty copies to be delivered to the State Librarian, and four hundred to be delivered to the Surveyor General for distribution and supplying exchanges.

By Mr. Stampley:

Resolved, That the sum of forty-four dollars and fifty-five cents (\$44 55), in favor of W. M. N. Johnson, is hereby appropriated out of the Legislative Fund, in payment for copying Surveyor General's report, and the Sergeant-at-Arms is hereby directed to draw his warrant for the above specified amount in favor of said Johnson.

On motion of Mr. Rickey the resolution was laid upon the table.

By Mr. Edwards:

Resolved, That the Sergeant-at-Arms is hereby authorized to employ an extra porter, to take care of the committee rooms outside of this building.

On motion of Mr. Rickey, the resolution was laid upon the table.

By Mr. King:

Resolved, That Chairmen of Standing Committees shall, when reporting upon bills referred to them, state the number and title of bill in full.

Adopted.

Mr. Stewart gave notice that he would, on to-morrow, move a reconsideration of the vote by which Senate Bill No. 11—An Act to amend sections one, three, four, and twenty-two of an Act entitled "An Act to provide for the government of the State Prison of Nevada"—was passed.

Mr. Comins, in accordance to previous notice, moved to reconsider the vote by which Senate Bill No. 9 was passed.

Motion lost, by the following vote:

YEAS—Messrs. Cassidy, Comins, Farrell, Garrard, King, Shepherd, Stampley, and Westerfield—8.

NAYS—Messrs. Baker, Blair, Boardman, Chubbuck, Creswell, Edwards, Grimes, Martin, McConnell, Piper, Rickey, Ross, Schultz, Stewart, Stone, and Wescoatt—16.

MESSAGES FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 11, 1877. }

To the honorable the Senate:

I have the honor herewith to transmit, for the consideration of your honorable body, Assembly (substitute) Concurrent Resolution No. 3, which passed the Assembly this day, by the following vote: Yeas, 39; nays, 6.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 11, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Concurrent Resolution No. 2, which was concurred in by the Assembly this day.

Also, Senate Concurrent Resolution No. 4, which was unanimously concurred in by the Assembly this day.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 11, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Bill No. 3, which this day passed the Assembly by the following vote: Yeas, 46; nays, 2.

Also, Senate Bill No. 2, which was amended, and passed by the following vote, this day: Yeas, 45; nays, none.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 11, 1877. }

To the honorable the Senate:

I have the honor herewith to transmit, for the consideration of your honorable body, Assembly Concurrent Resolution No. 15—Entitled a resolution to deliver the plans of the State Prison at Reno to the com-

mittee appointed to visit said prison—which having been duly considered, was passed by the Assembly this day.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

NOTICES OF BILLS.

Mr. Shepherd gives notice that he will, on some future day, introduce a bill for an Act to amend "An Act to prevent the driving of stock from their range," approved November twenty-first, eighteen hundred and sixty-one.

Mr. Creswell gives notice that he will, on some future day, introduce a bill for an Act to amend an Act entitled "An Act to regulate fees and compensation for official and other services in the State of Nevada," approved March sixth [ninth], eighteen hundred and sixty-five, [approved March sixth, eighteen hundred and seventy-five.]

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Stampley asked leave to introduce a bill without previous notice. Granted.

Senate Bill No. 26—An Act for the relief of Jacob Kline.

Read first time, rules suspended, read second time by title, and referred to Committee of the Whole.

Mr. Wescoatt introduced Senate Bill No. 24—An Act to amend an Act entitled "An Act providing for the election of County Assessors in the several counties of this State, and defining their duties," approved March ninth, eighteen hundred and sixty-five.

Read first time, rules were suspended, the bill read the second time by title, and referred to the Judiciary Committee.

Mr. Farrell introduced Senate Bill No. 25—An Act to amend an Act entitled "An Act to encourage the construction of a railroad from Battle Mountain Station, on the Central Pacific Railroad, in Lander County, State of Nevada, to the City of Austin, in said county, and to authorize said county to issue its bonds for two hundred thousand dollars to aid the same," passed February ninth, eighteen hundred and seventy-five.

Read first time, rules were suspended, the bill read the second time by title, and ordered engrossed.

Committee on Claims introduced Senate Bill No. 26—An Act for the relief of Jacob Kline.

Rules were suspended, the bill read the second time by title, and referred to the Committee of the Whole.

Assembly Concurrent Resolution No. 15—An Act [relative] to delivering the plans of the State Prison at Reno to the committee appointed to visit said prison.

Mr. King moved to concur.

Carried.

Substitute for Assembly Concurrent Resolution No. 3—that a committee of three be appointed to visit and examine the condition and management of the State University at Elko, and report upon the same.

Mr. Shepherd moved that the resolution be laid upon the table.

Carried.

Mr. Cassidy introduced Senate Bill No. 27—An Act to authorize the Commissioners of Eureka County to change the apportionment of county revenues to certain funds in said Eureka County.

Rules were suspended, and the bill read the second time by title, and ordered engrossed.

Mr. Stewart, by leave and without previous notice, introduced Senate Bill No. 28—An Act to amend an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one.

Read first time, rules were suspended, the bill read the second time by title, and referred to Judiciary Committee, and ordered printed.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 17—An Act to encourage the collection and classification of the various minerals, ores, fossils, and other specimens, placed and used in the public and private cabinets in the State of Nevada.

Was ordered engrossed.

Senate Bill No. 20—An Act to amend an Act entitled "An Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada," approved March twenty-sixth, eighteen hundred and sixty-one.

Was ordered engrossed.

Senate Bill No. 21—An Act to amend an Act entitled "An Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada," approved March twenty-sixth, eighteen hundred and sixty-one, approved March second, eighteen hundred and seventy-five.

Was ordered engrossed.

Senate Bill No. 22—An Act to admit to probate a certain paper purporting to be the last will and testament of Rufus Adams.

Was considered engrossed and placed on general file.

Senate Bill No. 15—An Act for the payment of services of the clerk in State Library for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six.

Bill was referred to the Committee of the Whole.

Senate Bill No. 23—An Act to amend an Act entitled "An Act to provide for the payment of the outstanding indebtedness of Churchill County," approved March fourth, eighteen hundred and seventy-one.

Bill amended, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Westcott, and Westerfield—24.

NAYS—None.

Senate Bill No. 10—An Act to protect the rights of owners of stock shares and other interests in the mineral and metal-yielding mines of this State.

Read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell,

Edwards, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—19.

NAYS—Messrs. Chubbuck, Farrell, Garrard, Grimes, and King—5.

Mr. King moved to adjourn.

Lost.

Senate Bill No. 11—An Act to amend sections one, three, four, five, and twenty-two of an Act entitled “An Act to provide for the government of the State Prison of the State of Nevada,” approved March seventh, eighteen hundred and seventy-three.

Mr. Stewart moved the bill be laid upon the table.

Mr. Edwards moved as a substitute that the bill be placed on its third reading and final passage.

Carried.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Baker, Boardman, Cassidy, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, and Westerfield—19.

NAYS—Messrs. Blair, Chubbuck, King, Schultz, and Wescoatt—5.

Senate Bill No. 22—An Act to admit to probate a certain paper purporting to be the last will and testament of Rufus Adams.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—24.

NAYS—None.

Senate Bill No. 2—An Act to fund the debt of Lincoln County—was returned from the Assembly with an amendment.

Mr. Cassidy moved that the Senate concur in the amendment of the Assembly.

Carried.

Bill read the third time as amended, and passed as amended by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—24.

NAYS—None.

President announced the following special committee, consisting of one Senator from each county, to whom is referred a bill to redistrict the State for judicial purposes.

Eureka	Mr. Baker.
Lincoln	Mr. Blair.
Washoe.....	Mr. Boardman.
Storey.....	Mr. Stewart.
White Pine.....	Mr. Comins.

Nye.....	Mr. Creswell.
Ormsby.....	Mr. Edwards.
Lander.....	Mr. Farrell.
Churchill.....	Mr. Grimes.
Humboldt.....	Mr. McConnell.
Douglas.....	Mr. Rickey.
Elko.....	Mr. Stone.
Esmeralda.....	Mr. Garrard.
Lyon.....	Mr. King.

Mr. Chubbuck moved that the Governor be requested to return Senate Bill No. 8 to the Committee on Enrollment for correction.

Carried.

Mr. Comins notified the Committee on Ways and Means to meet immediately after adjournment.

Mr. Ross moved that the Senate adjourn until Monday next, at eleven o'clock.

Carried.

So, at one o'clock and forty minutes, the Senate adjourned.

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—FIFTEENTH DAY.

CARSON CITY, January 15, 1877.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, Wescoatt, and Westerfield—23.

Absent—Messrs. Dickinson and Schultz—2.

Prayer by the Chaplain, Rev. H. L. Foote.

Journal read, and amended so as to record a notice given by Mr. Stewart, on the twelfth day of the session, to reconsider the vote by which Senate Bill No. 11 was passed, which notice was omitted in the minutes of that day.

Mr. Wescoatt moved to add Insane Asylum to Deaf and Dumb Asylum, so as to include that asylum in the visitation of the committee appointed to visit asylums.

Carried.

Mr. King, out of regular order, moved that the Governor's message relative to his veto of Senate Bill No. 8, be considered.

Carried.

Governor's reason for his veto was read as follows:

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, January 15, 1877. }

To the honorable Senate:

At the request of the friends of the bill, I hereby return to you, without my approval, Senate Bill No. 8, for an Act entitled "An Act to legalize certain contracts made with the City of Virginia and the Virginia and Gold Hill Water Company, and for the issuance of bonds for the payment thereof."

L. R. BRADLEY, Governor.

The question whether the bill should pass notwithstanding the objections of the Governor, the objections were sustained and the bill failed to pass, by the following vote:

YEAS—None.

NAYS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, Wescoatt, and Westerfield—23.

Mr. President presented the papers in the contested seat of Messrs. Cohn and Stone, and, on motion of Mr. Shepherd, the papers were referred to the Committee on Elections.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Committee on Engrossment beg leave to report that they have compared Senate Bill No. 17—An Act to encourage the collection and classification of the various minerals, ores, fossils, and other specimens placed and used in public and private cabinets in the State of Nevada;

Also, Senate Bill No. 20—An Act to amend "An Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada," approved November twenty-sixth, eighteen hundred and sixty-one;

Also, Senate Bill No. 21—An Act to amend an Act entitled "An Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada," approved November twenty-sixth, eighteen hundred and sixty-one, approved March second, eighteen hundred and seventy-five;

Also, Senate Bill No. 25—An Act to amend an Act entitled "An Act to encourage the construction of a railroad from Battle Mountain Station, on the Central Pacific Railroad, in Lander County, State of Nevada, to the City of Austin, in said county, and to authorize said county to issue its bonds for two hundred thousand dollars to aid the same," passed February ninth, eighteen hundred and seventy-five;

Also, Senate Bill No. 21—An Act to amend an Act entitled an Act to amend an Act entitled "An Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada," approved

November twenty-sixth, eighteen hundred and sixty-one, approved March second, eighteen hundred and seventy-five;

Also, Senate Bill No. 27—An Act to authorize the Commissioners of Eureka County to change the apportionment of county revenues to certain funds in said Eureka County;

With the original copies thereof, and find them correctly engrossed.

W. C. GRIMES, Chairman.

Mr. Garrard moved that the report of Controller of State be referred to the Committee on State Affairs.

Carried.

Mr. PRESIDENT: Your Standing Committee on Agriculture and Manufactures have had Senate Bill No. 19 under consideration, and beg leave to report favorably on the same, with the recommendation that it shall pass.

WM. L. ROSS, Chairman.

Mr. PRESIDENT: Your Standing Committee on Claims, to whom was referred the claim of John Day, Surveyor General, for duplicate copy of annual report of eighteen hundred and seventy-six, have had the same under consideration, have come to a favorable conclusion thereon, and have directed the Chairman to report the same to the Senate, and recommend the passage of a resolution for the payment of the same.

O. K. STAMPLEY, Chairman.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, January 15, 1877. }

To the honorable the Senate:

I herewith transmit the reports of W. W. Hobart, State Controller, for the eleventh fiscal year, ending December thirty-first, eighteen hundred and seventy-five, and the twelfth fiscal year, ending December thirty-first, eighteen hundred and seventy-six.

Also, the biennial report of Samuel P. Kelly, Superintendent of Public Instruction, for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six.

L. R. BRADLEY, Governor.

Mr. King moved that the report of Mr. Kelly, Superintendent of Public Instruction, for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six, be referred to Committee on Education.

Carried.

MOTIONS AND RESOLUTIONS.

Mr. Stewart moved to reconsider the vote by which Senate Bill No. 11 was passed.

Ayes and noes were called, and the motion to reconsider was lost by the following vote:

AYES—Messrs. Blair, Chubbuck, King, Rickey, Stewart, and Westcott—6.

NOES—Messrs. Baker, Boardman, Cassidy, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, Martin, McConuell, Piper, Ross, Shepherd, Stampley, Stone, and Westerfield—17.

Mr. Farrell introduced Senate Concurrent Resolution No. 6—Relative to the forwarding to the Hon. J. P. Jones, United States Senator of Nevada, copies of the statutes containing the law authorizing the tax of the net proceeds of the mines of this State.

The resolution was adopted.

Mr. Stewart introduced Senate Concurrent Resolution No. 7—Relative to certain duties of the Governor.

The resolution was adopted.

Mr. Stewart introduced Senate Concurrent Resolution No. 8—Relative to the tax on the net proceeds of the mines of this State.

Mr. Stewart moved its adoption.

Mr. Baker moved to indefinitely postpone the subject, which motion was carried by the following roll call:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Stampley, Stone, Westcott, and Westerfield—21.

NAYS—Messrs. Garrard and Stewart—2.

By Mr. Stampley:

Resolved, That the sum of forty-four dollars and fifty-five cents be ordered paid out of the Senate Contingent Fund, to John Day, for duplicate copy of report of Surveyor General of State of Nevada.

Adopted.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 12, 1877. }

To the honorable the Senate:

I have the honor herewith to transmit to your honorable body, Assembly Joint Concurrent Resolution No. 12—which this day passed the Assembly by the following vote: Ayes, 46; noes, none.

Also, Substitute Assembly Joint Concurrent Resolution No. 4—which passed the Assembly by the following vote: Ayes, 49; noes, none.

Also, Assembly Joint and Concurrent Resolution No. 14—which passed the Assembly this day by the following vote: Ayes, 44; noes, 5.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

MESSAGE FROM THE CLERK OF THE SUPREME COURT.

OFFICE OF CLERK OF SUPREME COURT,
STATE OF NEVADA, CARSON CITY, January 12, 1877. }

To the honorable the Legislature of the State of Nevada:

I have the honor to transmit herewith a statement of fees received by me, as required by section four of the Act approved February twenty-fourth, eighteen hundred and seventy-five.

Very respectfully,

CHARLES F. BICKNELL,
Clerk Supreme Court.

On motion, the statement was referred to Committee on Ways and Means.

Assembly Substitute for Joint Concurrent Resolution No. 4, in reference to Chinese immigration.

Read first time, rules suspended, read the second time by title, and referred to Committee on Federal Relations.

Assembly Joint Resolution No. 12, proposing an amendment to the Constitution of the State of Nevada.

Read first time, rules suspended, read the second time by title, rules further suspended, and the resolution placed upon its third reading and final passage.

Mr. Shepherd moved to amend by appointing a committee of one to strike the word "male" from the resolution, wherever it appears, which motion was lost by the following vote:

YEAS—Messrs. Shepherd, Stampley, and Wescoatt—3.

NAYS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Stewart, [Stone], Wescoatt, and Westerfield—20.

Mr. Westerfield moved to amend that a committee of one be appointed to insert after word "Chinaman"—"nor of the Japanese Empire."

Lost.

The question being on the final passage of the resolution, it was passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Creswell, Comins, Edwards, Farrell, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, Wescoatt, and Westerfield—22.

NAYS—Mr. Garrard—1.

On motion of Mr. Cassidy, the special order of to-day was deferred until next Monday and made the special order of that day at one o'clock.

Assembly Joint Concurrent Resolution No. 14—Relating to the Presidential contest.

Was read first time, rules suspended, read the second time by title, and referred to the Committee on Federal Relations.

Mr. Stewart, by leave and without previous notice, introduced Senate Bill No. 29—An Act to amend "An Act concerning crimes and punishments," approved March twenty-sixth, eighteen hundred and sixty-one.

Read first time, rules suspended, read second time by title, and referred to Judiciary Committee.

Mr. Baker introduced Senate Bill No. 30—An Act to amend an Act entitled "An Act to require foreign corporations to furnish evidence of their incorporations and corporate name," approved March third, eighteen hundred and sixty-nine.

Read first time, rules suspended, bill read second time by title, and referred to Judiciary Committee.

Mr. Stampley introduced Senate Bill No. 31—An Act to prevent trespassing upon cultivated farms or meadow lands of more than thirty acres in extent, and to repeal all Acts and parts of Acts in conflict therewith.

Read first time, rules were suspended, the bill read a second time by title, and referred to Committee on Agriculture and ordered printed.

Mr. Piper introduced Senate Bill No. 32—An Act to legalize certain contracts made by the Mayor and Board of Aldermen of the City of Virginia, Storey County, and Virginia and Gold Hill Water Company, of the same place, and for the issuance and sale of bonds for the payment of said indebtedness so incurred.

Read first time, rules were suspended, the bill read a second time by title, and the rules further suspended, and the bill considered engrossed and placed on general file.

Mr. Shepherd introduced Senate Bill No. 33—An Act to amend an Act concerning stray animals, approved March eighth, eighteen hundred and sixty-one.

Read first time, rules suspended, read second time by title, ordered printed, and referred to Committee on Agriculture.

Mr. Rickey introduced, by leave and without previous notice, Senate Bill No. 34—An Act to define and establish the boundary lines of Eureka County.

Read first time, rules were suspended, bill read second time by title, ordered printed, and referred to the Committee on Counties and County Boundaries.

Mr. Cassidy moved to amend, before the reference was made, to refer the bill to the Eureka delegation.

His motion was lost.

The bill was referred, as stated, to the Committee on Counties and County Boundaries.

Mr. Westerfield moved to adjourn.

Carried.

So, at one o'clock and fifteen minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—SIXTEENTH DAY.

CARSON CITY, January 16, 1877.

Senate met.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Grimes, Garrard, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, Wescoatt, and Westerfield—23.

Absent—Messrs. Dickinson and Schultz—2.

Prayer by the Chaplain, Rev. H. L. Foote.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Standing Committee on Claims, to whom was referred the claim of Samuel P. Kelly for duplicate copies of annual report for eighteen hundred and seventy-five and six, report that they have had the same under consideration, and have directed their Chairman to report the same to the Senate, and recommend the passage of a resolution for the payment of the same.

O. K. STAMPLEY, Chairman.

Mr. PRESIDENT: Your Standing Committee on State Affairs, to whom was referred the annual reports of the Controller of the State of Nevada for the eleventh and twelfth fiscal years, beg leave to report that they have had the same under consideration, and report them back to the Senate with the recommendation that they be printed in pamphlet form, according to law.

W. O. H. MARTIN, Chairman.

Mr. PRESIDENT: Your Standing Committee on Ways and Means, to whom was referred the annual report of the State Treasurer of the State of Nevada for the twelfth fiscal year, ending December thirty-first, eighteen hundred and seventy-six, beg leave to report that they have had the same under consideration, and report it back to the Senate, with the recommendation that it be printed in the Appendix of the Senate Journal.

H. A. COMINS, Chairman.

Mr. PRESIDENT: Your Standing Committee on Judiciary have had under consideration an Act to amend an Act entitled "An Act providing for the election of County Assessors in the several counties of this State, and defining their duties," approved March ninth, eighteen hundred and sixty-five, and beg leave to report that we came to a favorable conclusion upon the same, and therefore recommend its passage.

G. W. BAKER, Chairman.

Mr. PRESIDENT: Your Standing Committee on Judiciary have had under consideration Senate Bill No. 28—An Act to amend an Act en-

titled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one—and beg leave to report that we came to a favorable conclusion upon the same, and therefore recommend its passage.

G. W. BAKER, Chairman.

Mr. PRESIDENT: Your Standing Committee on Judiciary have had under consideration Senate Bill No. 30—An Act to amend an Act entitled "An Act to require foreign incorporations to furnish evidence of their incorporation and corporate name," approved March third, eighteen hundred and sixty-nine—and beg leave to report that we came to a favorable conclusion upon the same, and therefore recommend its passage.

G. W. BAKER, Chairman.

Mr. PRESIDENT: Your Standing Committee on Education, to whom was referred the biennial report of the State Superintendent of Public Instruction, have had the same under consideration, and beg leave to report the same back to the Senate, with the accompanying concurrent resolution, and recommend its adoption.

T. N. STONE,
Chairman of Committee.

Mr. PRESIDENT: Your Standing Committee on Education, to whom was referred the "Memorial of the National Board of Trade of the United States, recommending the establishment of schools of art and science, have had the same under consideration, and beg leave to report the same back without recommendation.

T. N. STONE,
Chairman of Committee.

Mr. PRESIDENT: Your Standing Committee on Federal Relations have had Assembly Joint Concurrent Resolution No. 4 under consideration, and beg leave to report favorably on the same, with recommendation that it do pass.

W. F. STEWART,
Chairman of Committee.

Mr. PRESIDENT: Your Standing Committee on Federal Relations have had Assembly Joint and Concurrent Resolution No. 14 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

W. F. STEWART,
Chairman of Committee.

Mr. PRESIDENT: Your Committee on Enrollment beg leave to report that they have carefully compared Senate Bill No. 3—An Act to repeal an Act to amend an Act entitled 'An Act to provide for the destruction of noxious animals within this State,' approved March seventh, eighteen hundred and seventy-three, approved March fifth, eighteen hundred and seventy-five, and an Act of which the same is amendatory; Also, Senate Bill No. 2—An Act to amend an Act entitled "An Act to consolidate and fund the indebtedness of Lincoln County;"

Also, Senate Concurrent Resolution No. 2—Relative to printing Census Report of eighteen hundred and seventy-five;

Also, Senate Concurrent Resolution No. 4;

With the originals, and found the same correctly enrolled, and have this day presented the bills to the Governor for his approval, and the resolutions to the Secretary of State.

W. M. BOARDMAN, Chairman.

MOTIONS AND RESOLUTIONS.

By Mr. McConnell:

Resolved, That the use of the Senate Chamber, on Saturday evening, January twentieth, be granted to the Veterans of the Mexican War.

Adopted.

By Mr. Stampley:

Resolved, That the Controller of State is hereby empowered and required to draw his warrant on the State Treasurer in favor of Samuel P. Kelly, for the sum of (\$134 70) one hundred and thirty-four dollars and seventy cents, for duplicate copies of State Superintendent's report for eighteen hundred and seventy-five and six, and Orphans' Home report for eighteen hundred and seventy-five and six.

Adopted.

MESSAGES FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 15, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Bill No. 13—Entitled "An Act to authorize the Commissioners of Eureka County to issue certain bonds, and to provide for the payment of the same"—which passed the Assembly this day, by the following vote: Ayes, 43; noes, none.

Also, Senate Joint Resolution No. 1—Relative to granting of pensions by Congress to the surviving Veterans of the Mexican War—which was this day concurred in by the Assembly—Ayes, 41; noes, none.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

NOTICES.

Mr. Ross gives notice that he will, on some future day, introduce a bill for an Act in relation to the building and keeping in repair bridges upon the public highways.

Mr. Westerfield gives notice that he will, on some future day, introduce a bill for an Act to regulate fees of county officers in the County of Storey.

Mr. Stone gives notice that he will, on some future day, introduce a bill for an Act to amend an Act entitled "An Act to provide for the registration of the names of electors, and to prevent fraud at elections," approved March fifth, eighteen hundred and sixty-nine.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Cassidy introduced Senate Bill No. 33—An Act to detach a portion of the territory of Elko County, and to attach the same to Eureka County.

Bill read first time, rules were suspended, bill read second time by title, and referred to Committee on Counties and County Boundaries.

Mr. Martin, by consent and without previous notice, introduced Senate Bill No. 36—An Act relating to District Judges and their duties.

Bill read first time, rules suspended, bill read the second time by title, and referred to Judiciary Committee.

Mr. Stone, by consent and without previous notice, introduced Senate Bill No. 37—An Act to license traveling agents or drummers doing business in this State.

Bill read first time, rules were suspended, bill read the second time by title, and referred to Judiciary Committee.

Mr. Piper, by leave and without previous notice, introduced Senate Bill No. 38—An Act to amend an Act entitled "An Act amendatory of an Act entitled 'An Act concerning juries,'" approved March fifth, eighteen hundred and seventy-five.

Bill read first time, rules were suspended, bill read second time by title, and referred to Judiciary Committee.

Mr. Baker, by consent and without previous notice, introduced Senate Bill No. 39—An Act to amend an Act entitled "An Act concerning attorneys and counselors at law," approved October thirty-first, eighteen hundred and sixty-one.

Bill read for the first time, rules were suspended, bill read the second time by title, and referred to Judiciary Committee.

Mr. Ross, by consent and without previous notice, introduced Senate Bill No. 40—An Act to amend section three of an Act entitled "An Act to amend an Act to restrict gaming, passed March fourth, eighteen hundred and sixty-nine," and all Acts amendatory thereof, approved March fourth, eighteen hundred and seventy-five.

Bill read first time, rules were suspended, bill read second time by title, and referred to Committee on Public Morals.

Mr. Cassidy moved that Senate Bill No. 36 be ordered printed.

Carried.

Mr. Ross moved that Senate Bill No. 40 be ordered printed.

Carried.

Mr. Stone moved that Senate Concurrent Resolution No. 8—Relative to printing report of Superintendent of Public Instruction—be adopted.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 32—An Act to legalize certain contracts made by the Mayor and Board of Aldermen of the City of Virginia, Storey County, and State of Nevada, and the Virginia and Gold Hill Water Company, of the same place, and for the issuance and sale of bonds for payment of the indebtedness incurred therein.

Bill read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, Wescoatt, and Westerfield—23.

NAYS—None.

Senate Bill No. 17—An Act to encourage the collection and classification of the various minerals, ores, fossils, and other specimens placed and used in the public and private cabinets of the State of Nevada.

Read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Martin, McConnell, Piper, Ross, Shepherd, Stampley, Stewart, and Stone—17.

NAYS—Messrs. Garrard, Grimes, King, Rickey, Wescoatt, and Westerfield—6.

Senate Bill No. 19—An Act to amend an Act relating to wild game and fish.

Was ordered engrossed.

Senate Bill No. 20—An Act to amend an Act entitled "An Act to regulate proceedings in criminal cases in Courts of justice in the Territory of Nevada," approved November twenty-sixth, eighteen hundred and sixty-one.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, Wescoatt, and Westerfield—22.

NAYS—Mr. Garrard—1.

Senate Bill No. 21—An Act to amend an Act entitled an Act to amend an Act entitled "An Act to regulate proceedings in criminal cases in the Courts of justice of the Territory of Nevada," approved November twenty-sixth, eighteen hundred and sixty-one, approved March second, eighteen hundred and seventy-five.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, Wescoatt, and Westerfield—23.

NAYS—None.

Mr. Blair moved for a recess until one-thirty o'clock P. M.

Carried.

So, at twelve o'clock and forty minutes, the Senate recessed.

Senate called to order at one-thirty o'clock P. M.

Senator Edwards in the chair.

Roll called.

Quorum not present.

On motion of Mr. King call of the House was made, and still no quorum present.

Mr. Chubbuck moved to admit the Senators standing in the lobby.

Carried.

Immediately following the admission of Senators from the lobby, Senator Cassidy, President pro tem., occupied the chair, and the business of the Senate was resumed.

Mr. Edwards moved that further proceedings under the call of the House be dispensed with.

Carried.

Senate Bill No. 24—An Act to amend an Act entitled "An Act providing for the election of County Assessors in the several counties of this State and defining their duties," approved March ninth, eighteen hundred and sixty-five—was ordered engrossed.

Senate Bill No. 25—An Act to encourage the construction of a railroad from Battle Mountain Station, on the Central Pacific Railroad, in Lander County, State of Nevada, to the City of Austin, in said county, and to authorize said county to issue its bonds for two hundred thousand dollars to aid the same, passed February ninth, eighteen hundred and seventy-five.

Bill read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, Wescoatt, and Westerfield—20.

NAYS—Mr. McConnell—1.

Mr. Stewart asked leave of absence for Mr. Piper for one day.

Granted.

Senate Bill No. 27—An Act to authorize the Commissioners of Eureka County to change the apportionment of county revenue to certain funds in said Eureka County.

Bill read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, Wescoatt, and Westerfield—22.

NAYS—None.

Senate Bill No. 28—An Act to amend an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one.

Was ordered engrossed.

Senate Bill No. 30—An Act to amend an Act entitled "An Act to compel foreign corporations to furnish evidence of their incorporation and corporate name."

Was ordered engrossed.

Substitute to Assembly Joint Concurrent Resolution No. 4—In reference to Chinese immigration.

Was read.

Mr. Baker moved to appoint a committee of one to amend the title.

Mr. Rickey moved as a substitute that the resolution be rereferred to the Committee on Federal Relations, with instructions to report a substitute.

Lost.

Question being on Mr. Baker's motion, was declared carried.

Mr. Baker was appointed the committee of one to amend the title, and performed the duty and reported accordingly.

The resolution being upon its final passage.

Mr. Creswell moved that a committee of one be appointed to correct the grammar of the resolution.

The Chair decided the motion out of order

Mr. Farrell moved to lay the resolution upon the table, and appoint a committee of one to correct the grammar of the resolution.

Carried.

The Chair appointed Mr. Creswell as the committee of one to correct the grammar.

Assembly Joint and Concurrent Resolution No. 14—Concerning the Presidential contest.

Was read.

Mr. Stewart moved that it lie on the table, and a committee of one be appointed to correct the errors of the title and clerical errors.

Carried.

Chair appointed Mr. Stewart as the committee of one to correct errors of the title and clerical errors of the resolution.

Memorial of Board of Trade of Chicago to Nevada Legislature was read, and Mr. Farrell moved to lay it on the table.

Carried.

Mr. Baker moved to adjourn.

Carried.

So, at two o'clock and twenty minutes, Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—SEVENTEENTH DAY.

CARSON CITY, January 17, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescott, and Westerfield—23.

Absent—Messrs. Dickinson and Piper—2.

Prayer by the Chaplain, Rev. H. L. Foote.
Journal read and approved as corrected.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Committee on Engrossment beg leave to report that they have compared Senate Bill No. 19—An Act to amend an Act entitled "An Act relating to wild game and fish"—with the original copy thereof, and find it correctly engrossed.

W. C. GRIMES, Chairman.

Mr. PRESIDENT: Your Committee on Enrollment beg leave to report that they have carefully compared Senate Joint Resolution No. 1—Relative to granting of pensions by Congress to the surviving veterans of the Mexican war—with the engrossed copy, and found the same correctly enrolled, and have this day delivered the same to the Secretary of State.

W. M. BOARDMAN, Chairman.

Mr. PRESIDENT: Your Standing Committee on Judiciary have had under consideration Senate Bill No. 38—Being an Act to amend an Act entitled "An Act amendatory of an Act entitled an Act concerning juries," approved March fifth, eighteen hundred and seventy-five—and beg leave to report favorably on the same, and recommend its passage.

Also, Senate Concurrent Resolution No. 3—Relative to amending Section 2, Article IV, of the Constitution—and beg leave to report favorably on the same, and recommend its passage.

Also, Senate Bill No. 16—An Act supplementary to an Act [entitled "An Act] concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one—and beg leave to report favorably on the same, as amended, and recommend its passage.

Also, Senate Bill No. 36—An Act relating to District Judges and their duties—and beg leave to report favorably on the same, and recommend that it do pass.

G. W. BAKER, Chairman.

REPORTS OF SPECIAL COMMITTEES.

Mr. Stewart, as the committee of one appointed to correct the grammatical and clerical errors in Assembly Joint Resolution No. 14, reported that the errors are so numerous that the resolution should be rejected.

Mr. Rickey moved that the resolution be taken from the table and rereferred to the Committee on Federal Relations to report a substitute.

Carried unanimously.

Mr. Creswell, as committee of one appointed to correct grammatical and clerical errors in Assembly Joint Concurrent Resolution No. 4, reported that the committee advise that the resolution lie on the table and be rereferred to the Committee on Federal Relations to report a substitute.

Carried unanimously.

MOTIONS AND RESOLUTIONS.

By Mr. Westerfield:

Resolved, That all bills referred to the Judiciary Committee be ordered printed.

Lost.

By Mr. Farrell:

WHEREAS, The Hon. A. Garrard was duly elected a member of this Senate, at the general election in the year eighteen hundred and seventy-four; and, whereas, his right to a seat in this body was contested by the Hon. John B. Gallagher, at the seventh session of the Legislature of this State, which contest was, by the Senate, decided in favor of said Garrard; and, whereas, the said Garrard necessarily incurred liabilities in the sum of two hundred and thirty-three dollars and seventy-five cents in maintaining his right to his seat in this body, which liabilities the Supreme Court of this State has recently decided cannot be recovered, in an action at law, from the said contestant Gallagher; and, whereas, said Garrard has become liable for the payment of said sum of two hundred and thirty-three dollars and seventy-five cents since the commencement of this session of the Legislature; therefore, be it

Resolved, That the State Controller be and he is hereby requested to draw his warrant on the State Treasurer in favor of said Garrard for said sum of two hundred and thirty-three dollars and seventy-five cents, and the State Treasurer is requested to pay the same.

Adopted unanimously.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 16, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Bill No. 23—An Act to amend an Act entitled "An Act to provide for the payment of the outstanding indebtedness of Churchill County," approved March fourth, eighteen hundred and seventy-one—which was amended by the Assembly, and passed as amended by the following vote: Yeas, 46; nays, none.

Also, transmit for your consideration, Assembly Bill No. 11—Entitled an Act to authorize the Board of County Commissioners of Storey County to issue bonds for certain purposes, and to provide for the payment of the same—which passed the Assembly this day by a constitutional majority.

Also, return to your honorable body Senate Concurrent Resolutions Nos. 6 and 7, which passed the Assembly this day unanimously.

Respectfully,

J. M. WOODWORTH,
Clerk of the Assembly.

NOTICES.

Mr. Stewart gives notice that he will, on some future day, introduce a bill for an Act entitled "An Act to amend an Act to provide for the maintenance and supervision of public schools," approved March twentieth, eighteen hundred and sixty-five.

Mr. Schultz gives notice that he will, on some future day, introduce a bill for an Act supplementary to an Act entitled "An Act to regulate fees and compensation for official services in the State of Nevada," approved March ninth, eighteen hundred and sixty-five.

Mr. King gives notice that he will, on some future day, introduce a bill for an Act to provide revenue for the support of the government of the State of Nevada.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Stone introduced Senate Bill No. 41—An Act to amend an Act entitled "An Act to provide for the registration of the names of electors, and to prevent fraud at elections," approved March fifth, eighteen hundred and sixty-nine.

Bill read first time, rules were suspended, the bill read the second time by title, ordered printed, and referred to Judiciary Committee.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 38—An Act to amend an Act entitled "An Act amendatory of an Act entitled an Act concerning juries," approved March fifth, eighteen hundred and seventy-five.

Ordered engrossed.

Senate Concurrent Resolution No. 3—Relative to amending section two, of Article Four, of the Constitution.

Ordered engrossed.

Senate Bill No. 36—An Act relating to District Judges and their duties.

Laid on the table.

Senate Bill No. 16—An Act supplementary to an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one.

Amended and ordered engrossed.

Senate Bill No. 23—An Act to provide for the outstanding indebtedness of Churchill County.

Mr. Rickey moved to return [the bill] to the Assembly for correction of clerical errors.

Mr. Grimes moved to amend, to lay on the table for one day.

The amendment was carried.

Assembly Bill No. 11—An Act to authorize the Board of County Commissioners of Storey County to issue bonds for certain purposes, and to provide for the payment of the same.

Bill read first time, rules were suspended, the bill read second time by title, and referred to the Storey County delegation.

Senate Bill No. 19—An Act to amend an Act entitled "An Act relating to wild game and fish."

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—22.

NAYS—Mr. Garrard—1.

Mr. Boardman gave notice that he will, on to-morrow, move for a reconsideration of the vote by which Senate Bill No. 19 was passed.

Mr. Cassidy moved that the Senate resolve itself into a Committee of the Whole, for the consideration of such bills as have been referred to it.

Carried.

Mr. Rickey in the chair.

REPORT OF THE COMMITTEE OF THE WHOLE.

MR. PRESIDENT: Your Committee of the Whole have had under consideration Senate Bill No. 15, and report it back to the Senate, with the recommendation that it do pass.

Also, Senate Bill No. 26, and report it back to the Senate, with the recommendation that it be ordered engrossed and passed.

IN THE SENATE.

President pro tem., Mr. Cassidy, in the chair.

Senate Bill No. 15—An Act to provide for the payment of the services of a clerk in the State Library, for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six.

Bill read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, Rickey, Ross, Shepherd, Schultz, Stampley, Stone, and Wescoatt—19.

NAYS—Messrs. Comins, McConnell, Stewart, and Westerfield—4.

Mr. King gave notice that he would, on to-morrow, move to reconsider the vote by which Senate Bill No. 15 was passed.

Senate Bill No. 26—An Act for the relief of Jacob Klein.

Ordered engrossed.

MESSAGE FROM THE ASSEMBLY.

The following message was read out of the proper order:

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 17, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Bill No. 32—Entitled an Act to legalize certain contracts made by the Mayor and Board of Aldermen of the City of Virginia, Storey County, State of Nevada, and the Virginia and Gold Hill Water Company of the same place, and for the issuance and sale of bonds for the payment of

said indebtedness thereby incurred—which was this day passed by the Assembly by the following vote: Yeas, 43; nays, 1.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

Mr. King moved to adjourn.

Carried.

So, at twelve o'clock and forty-five minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—EIGHTEENTH DAY.

CARSON CITY, January 18, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Combs, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampely, Stewart, Stone, Wescoatt, and Westerfield—24.

Absent—Mr. Dickinson—1.

Prayer by the Chaplain, Rev. H. L. Foote.

Journal read and approved.

Mr. Stewart moved that the resolution adopted yesterday, referring to the flag presented to the Senate by the Mexican war veterans, be stricken from the Journal.

Motion was lost.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Standing Committee on Supplies and Expenditures have had Sergeant-at-Arms Bill No. 2 under consideration, and beg leave to report favorably on the same, with recommendation that it be paid.

A. J. BLAIR, Chairman.

Mr. PRESIDENT: Your Committee on Engrossment beg leave to report that they have compared Senate Concurrent Resolution No. 3—Relative to amending section two, article four, of the Constitution;

Also, Senate Bill No. 24—An Act to amend an Act entitled “An Act providing for the election of County Assessors in the several counties of this State, and defining their duties,” approved March ninth, eighteen hundred and sixty-five;

Also, Senate Bill No. 28—An Act to amend an Act entitled “An Act concerning crimes and punishments,” approved November twenty-sixth, eighteen hundred and sixty-one;

Also, Senate Bill No. 30—An Act to amend an Act entitled “An Act to require foreign corporations to furnish evidence of their incorporation and corporate name,” approved March third, eighteen hundred and sixty-nine;

With the original copies thereof, and find them correctly engrossed.

W. C. GRIMES, Chairman.

REPORT OF SELECT COMMITTEE.

Mr. PRESIDENT: Your select committee, consisting of Storey County delegation, to whom was referred Assembly Bill No. 11—Entitled “An Act to authorize the Board of County Commissioners of Storey County to issue bonds for certain purposes, and to provide for the payment of the same”—have had the same under consideration, and report it back with amendments, and recommend its passage as amended.

S. W. CHUBBUCK, Chairman.

MESSAGES FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, January 18, 1877. }

To the honorable the Senate:

I herewith transmit the biennial report of James D. Minor, Secretary of State, for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six.

L. R. BRADLEY.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, January 18, 1877. }

To the honorable the Senate:

I have this day approved and deposited in the office of the Secretary of State, Senate Bill No. 2—An Act to amend an Act entitled an Act to consolidate and fund the indebtedness of Lincoln County, approved February seventeenth, eighteen hundred and seventy-three.

Also, Senate Bill No. 3—An Act to repeal an Act to amend an Act entitled “An Act to provide for the destruction of noxious animals within this State” [approved March seventh, eighteen hundred and seventy-three], approved March fifth, eighteen hundred and seventy-five, and the Act of which the same is amendatory.

L. R. BRADLEY.

MOTIONS AND RESOLUTIONS.

Mr. Grimes moved that Senate Bill No. 23 be taken from the table and placed on general file.

Carried.

Mr. Stone moved that the joint resolution appointing committee to visit State University be taken from the table and placed on general file.

Carried.

Mr. Boardman moved that the vote by which Senate Bill No. 19 was passed be reconsidered.

Carried.

By Mr. Blair:

Resolved, That the Controller of State is hereby directed to draw his warrant on the Legislative Fund, in favor of the Sergeant-at-Arms, for the sum of four hundred and eighty-one dollars and forty-three cents (\$481 43), for supplies furnished Senate Chamber.

Carried.

MESSAGES FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 17, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Concurrent Resolution No. 9—In regard to printing the report of the Superintendent of Public Instruction—which passed the Assembly this day by a unanimous vote.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 17, 1877. }

To the honorable the Senate:

I have the honor herewith to transmit, for the consideration of your honorable body, Assembly Bill No. 20—Entitled an Act for the relief of the First Nevada Artillery—which this day passed the Assembly by the following vote: Yeas, 46; nays, none; together with vouchers.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

NOTICES.

Mr. Stewart gives notice that he will, on some future day, introduce a bill for an Act entitled an Act to transcribe the original records of Carson County.

Mr. Shepherd gives notice that he will, on some future day, introduce a bill for an Act to amend an Act entitled "An Act defining the time of commencing civil actions," approved November twenty-first, eighteen hundred and sixty-one.

Mr. Boardman gives notice that he will, on some future day, introduce a bill for an Act to provide for the republication and stereotyping of certain volumes of the Reports of the Decisions of the Supreme Court.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Ross introduced Senate Bill No. 42—An Act in relation to the erection and maintenance of bridges.

Bill read first time, and rules were suspended, bill read second time by title, ordered printed, and referred to Committee on Roads and Bridges.

Assembly Bill No. 20—An Act for the relief of First Nevada Artillery.

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Military and Indian Affairs.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 30—An Act to amend an Act entitled "An Act to require foreign corporations to furnish evidence of their incorporation and corporate name," approved March third, eighteen hundred and sixty-nine.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, West-coat, and Westerfield—24.

NAYS—None.

Senate Bill No. 24—An Act to amend an Act entitled "An Act to provide for the election of County Assessors in the several counties of this State, and defining their duties," approved March ninth, eighteen hundred and sixty-five.

Read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Creswell, Edwards, Farrell, Grimes, McConnell, Piper, Ross, Shepherd, Stampley, Stewart, and Wescoatt—14.

NAYS—Messrs. Boardman, Chubbuck, Comins, Garrard, King, Martin, Rickey, Schultz, Stone, and Westerfield—10.

Senate Bill No. 28—An Act to amend an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one.

Read the third time.

Mr. Boardman moved that a committee of one be appointed to correct a clerical error.

Carried.

The President appointed as that committee Mr. Boardman, who performed the duty and reported accordingly.

The bill was then passed by the following vote:

YEAS—Messrs. Baker, Boardman, Cassidy, Creswell, Edwards, Farrell, Grimes, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—18.

NAYS—Messrs. Blair, Chubbuck, Comins, Garrard, King, and Martin—6.

Senate Concurrent Resolution No. 3—Relative to amending Section 2, Article IV, of the Constitution.

On motion of Mr. Cassidy, postponed until Monday, twenty-second instant, at one o'clock.

Substitute Assembly Concurrent Resolution No. 3—Relative to committee appointed to visit the State University at Elko.

On motion of Mr. Wescoatt, was laid on the table.

Mr. Cassidy, President pro tem., in the chair.

Reconsideration of Senate Bill No. 15—An Act to provide for the payment of the services of clerk in State Library for the years eighteen hundred and seventy five and eighteen hundred and seventy-six.

Bill reconsidered, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, Piper, Rickey, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—21.

NAYS—Messrs. Comins, McConnell, and Ross—3.

Senate Bill No. 23—An Act to amend an Act entitled "An Act to provide for the outstanding indebtedness of Churchill County," approved March fourth, eighteen hundred and seventy-one.

The question being on the concurrence with the amendments of the Assembly, Mr. Grimes moved that the Senate do not concur.

Carried.

Assembly Bill No. 11—An Act to authorize the Board of County Commissioners of Storey County to issue bonds for certain purposes, and to provide for the payment of the same.

Mr. Stewart moved that the amendments to the bill recommended by the Storey County delegation be adopted.

Carried.

Mr. Chubbuck moved that a committee of one be appointed to correct clerical errors in the bill.

Carried.

President appointed Mr. Chubbuck the committee of one to correct the error in the bill, who performed the duty and reported.

The bill then passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—22.

NAYS—None.

Reconsideration of Senate Bill No. 19—An Act to amend an Act entitled "An Act relating to wild game and fish."

On the third reading of the bill, Mr. Boardman moved that a committee of one be appointed to correct error in the bill.

Carried.

The President appointed Mr. Boardman to correct the error, who performed that duty and reported.

The final passage of the bill was made by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, King, Martin, McConnell, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—20.

NAYS—Messrs. Garrard and Grimes—2.

Mr. Edwards moved to adjourn.

Carried.

So, at one o'clock and twelve minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—NINETEENTH DAY.

CARSON CITY, January 19, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, McConnell, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, Wescoatt, and Westerfield—20.

Absent—Messrs. Dickinson, King, Martin, Piper, and Schultz—5.

Prayer by the Chaplain, Rev. H. L. Foote.

Journal read and approved.

Mr. Edwards asked leave of absence for Mr. Martin.

Granted.

REPORTS OF STANDING COMMITTEES.

MR. PRESIDENT: Your Committee on Claims have had under consideration the claim of Jerry Schooling, for duplicate reports for eighteen hundred and seventy-five and eighteen hundred and seventy-six; also for copying duplicate report for the Commissioners for the Care of the Indigent Insane, and recommend the passage of a resolution for the payment of the same.

O. K. STAMPLEY, Chairman.

MR. PRESIDENT: Your Committee on Engrossment beg leave to report

that they have compared Senate Bill No. 16—An Act supplementary to an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one;

Also, Senate Bill No. 26—An Act for the relief of Jacob Kline;

Also, Senate Bill No. 38—An Act to amend an Act entitled "An Act amendatory of an Act entitled an Act concerning juries," approved March fifth, eighteen hundred and seventy-five;

With the original copies thereof, and find them correctly engrossed.

W. C. GRIMES, Chairman.

Mr. PRESIDENT: Your Committee on Federal Relations, to whom was referred Assembly Joint Resolutions Nos. 4 and 14, with instructions to prepare substitutes, beg leave to state that they have discharged that duty, and herewith return the Assembly resolutions, together with Senate substitutes for the same.

W. F. STEWART, Chairman.

Mr. PRESIDENT: Your Committee on Military and Indian Affairs have had under consideration Assembly Bill No. 20—An Act for the relief of the First Nevada Artillery Company—and beg to report favorably, and recommend its passage.

W. J. WESTERFIELD, Chairman.

MOTIONS AND RESOLUTIONS.

By Mr. Stampley:

Resolved, That the Controller of State is hereby empowered and required to draw his warrant on the State Treasurer in favor of Jerry Schooling for the sum of two hundred and thirty-two dollars (\$232), for duplicate copies of State Treasurer's report for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six, and duplicate report of the Commissioners for the Care of the Indigent Insane of the State of Nevada for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six, in accordance with an Act approved February seventeenth, eighteen hundred and seventy-one.

Adopted.

Mr. Garrard moved that the report of the Secretary of State be referred to the Committee on State Affairs.

Mr. Garrard moved that the report of the Commissioners for the Care of the Indigent Insane be referred to the Committee on State Affairs.

Carried.

MESSAGES FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 18, 1877. }

To the honorable the Senate:

I have the honor herewith to transmit, for the consideration of your honorable body, Assembly Bill No. 10—Entitled an Act to amend an Act entitled an Act to prevent the destruction of fish in the waters of the State of Nevada—which this day passed the Assembly by the following vote: Yeas, 45; nays, none.

Also, Substitute Assembly Bill No. 21—Entitled an Act to confer additional powers upon Justices of the Peace—which this day passed the Assembly by the following vote: Yeas, 47; nays, none.

Also, Substitute for Assembly Bills Nos. 25 and 26—Entitled an Act to amend an Act entitled “An Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada,” approved November twenty-sixth, eighteen hundred and sixty-one—this day passed the Assembly: Yeas, 47; nays, none.

Also, Assembly Concurrent Resolution No. 17—Relating to granting leave of absence to James Buckner, Assessor of Humboldt County—which was unanimously adopted by the Assembly this day.

I have further the honor to return to your honorable body Senate Bill No. 17—Entitled an Act to encourage the collection and classification of the various minerals, ores, fossils, and other specimens placed and used in public and private cabinets in the State of Nevada, which failed to pass the Assembly this day by the following vote: Ayes, 3; noes, 45.

Also, Senate Bill No. 20—Entitled an Act to amend an Act entitled an Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada, approved November twenty-sixth, eighteen hundred and sixty-one, which failed to pass the Assembly this day by the following vote: Ayes, 1; noes, 44.

Also, Senate Bill No. 21—Entitled an Act to amend an Act entitled “An Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada,” approved November twenty-sixth, eighteen hundred and sixty-one, approved March second, eighteen hundred and seventy-five—which passed the Assembly this day by the following vote: Ayes, 48; noes, none.

Also, Senate Bill No. 22—Entitled an Act to admit to probate a certain paper purporting to be the last will and testament of Rufus Adams—which was amended in the Assembly, and, so amended, passed the Assembly this day by the following vote: Ayes, 48; noes, none.

Also, Senate Bill No. 25—Entitled an Act to amend an Act entitled “An Act to encourage the construction of a railroad from Battle Mountain Station, on the Central Pacific Railroad, in Lander County, State of Nevada, to the City of Austin, in said county, and to authorize said county to issue its bonds for two hundred thousand dollars to aid the same,” passed February ninth, eighteen hundred and seventy-five—which passed the Assembly this day by the following vote: Ayes, 45; noes, 2.

Also, Senate Bill No. 27—Entitled an Act to authorize the Commissioners of Eureka County to change the apportionment of county revenues to certain funds in said Eureka County—which passed the Assembly this day by the following vote: Ayes, 46; noes, none.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

Mr. Westerfield asked leave of absence for Mr. King.
Granted.

Mr. Stewart asked leave of absence for Mr. Schultz.
Granted.

Mr. Chubbuck asked leave of absence for Mr. Piper.
Granted.

NOTICES.

Mr. Creswell gives notice that he will, on some future day, introduce a bill for an Act to amend an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one.

Mr. Baker gives notice that he will, on some future day, introduce a bill for an Act to provide for auditing and paying the accounts of persons employed by the Governor to bring back fugitives from justice.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Boardman introduced Senate Bill No. 43—An Act to provide for the republication and stereotyping of certain volumes of the Reports of the Decisions of the Supreme Court.

Read first time, rules suspended, read second time by title, ordered printed, and referred to Judiciary Committee.

Mr. Boardman introduced Senate Bill No. 44—An Act to authorize the County of Washoe to issue bonds for the construction of a bridge across the Truckee River in said county, and provide for the payment of the same.

Read first time, rules suspended, read the second time by title, ordered printed, and referred to the Washoe delegation.

Assembly Concurrent Resolution No. 17—Granting leave of absence to James Buckner, Assessor of Humboldt County.

Mr. McConnell moved to concur in the resolution.

Carried.

Substitute for Assembly Bills Nos. 25 and 26—An Act to amend an Act entitled "An Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada," approved November twenty-sixth, eighteen hundred and sixty-one.

Read first time, rules suspended, read second time by title, and referred to Judiciary Committee.

Substitute for Assembly Bill No. 21—An Act conferring additional powers on Justices of the Peace.

Read first time, rules suspended, read second time by title, and referred to Judiciary Committee.

Assembly Bill No. 10—An Act to amend an Act entitled "An Act to prevent the destruction of fish in the waters of the State of Nevada."

Read first time, rules suspended, read second time by title, and referred to Committee on Agriculture.

COMMITTEE ON ENROLLMENT REPORT.

Mr. PRESIDENT: Your Committee on Enrollment beg leave to report that they have carefully compared an Act to legalize certain contracts made by the Mayor and Board of Aldermen of the City of Virginia and the Virginia and Gold Hill Water Company, and for the issuance and sale of bonds for the payment of said indebtedness thereby incurred, with the engrossed copy, and found the same correctly enrolled, and have this day delivered the same to the Governor for his approval.

W. M. BOARDMAN, Chairman.

Senate Bill No. 22—An Act to admit to probate a certain paper purporting to be the last will and testament of Rufus Adams—returned from the Assembly with an amendment.

On motion of Mr. Baker, the amendment was concurred in.

Senate Joint Resolution No. 11, substitute for Assembly Joint Resolution No. 14—Relating to the Presidential contest—was, on motion of Mr. Cassidy, adopted.

The question then being on the final passage of the resolution, it was passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, McConnell, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, Wescoatt, and Westerfield—20.

NAYS—None.

Senate Joint Resolution No. 10, substitute for Assembly Concurrent Resolution No. 4—Relative to Chinese immigration.

Was, on motion of Mr. Rickey, adopted.

Question then being on the final passage of the resolution, it was passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, McConnell, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, Wescoatt, and Westerfield—20.

NAYS—None.

Senate Bill No. 16—An Act supplementary to an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, McConnell, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, Wescoatt, and Westerfield—20.

NAYS—None.

Senate Bill No. 38—An Act to amend an Act entitled "An Act amendatory of an Act entitled An Act concerning juries," approved March fifth, eighteen hundred and seventy-five.

Mr. Chubbuck moved that the bill be laid upon the table for one day. Carried.

Senate Bill No. 26—An Act for the relief of Jacob Klein.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, Rickey, Shepherd, Stampley, Stewart, Stone, and Westerfield—16.

NAYS—Messrs. Boardman, McConnell, Ross, and Wescoatt—4.

Governor's Private Secretary appeared, and presented a message from the Governor, approving Senate Bill No. 32.

Mr. Westerfield gave notice that he would, on to-morrow, move a reconsideration of the vote by which Senate Bill No. 16 was passed.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
 CARSON CITY, January 19, 1877. }

To the honorable the Senate:

I herewith transmit the biennial report of the Warden of the State Prison.

L. R. BRADLEY.

Mr. Comins moved to consider the biennial report of the Warden of the State Prison, transmitted by the Governor.

Carried.

Mr. Comins offered Senate Concurrent Resolution No. 12:

Resolved, by the Senate, the Assembly concurring, That ten hundred (1,000) copies of the report of the Warden of the State Prison be printed for distribution, as follows: two hundred copies for the use of the Senate; three hundred copies for the use of the Assembly; two hundred copies for the use of the Governor; one hundred and fifty copies for the use of the State offices; one hundred and fifty copies to be deposited with the Secretary of State for public distribution.

Mr. Creswell moved to amend by printing but one half the number of copies, and the distribution be at the same ratio.

The amendment was lost.

Mr. Westerfield moved to amend by inserting one hundred copies for the use of the Warden, increasing the number of copies to eleven hundred (1,100).

Carried.

On motion, the original resolution as amended was adopted.

Assembly Bill No. 20—An Act for the relief of the First Nevada Artillery.

Read first time, and referred to the Committee of the Whole.

COMMITTEE ON ENROLLMENT.

Mr. PRESIDENT: Your Committee on Enrollment beg leave to report that they have carefully compared Senate Concurrent Resolution No. 7—in relation to certain duties of the Governor—with the engrossed copy;

Also, Senate Concurrent Resolution No. 6—Relative to forwarding documents to Hon. J. P. Jones—with the engrossed copy;

Also, Senate Bill No. 13—An Act to authorize the Commissioners of Eureka County to issue certain bonds, and to provide for the payment of the same—with the engrossed bill;

And found the same correctly enrolled, and have this day delivered said resolutions to the Secretary of State, and said bill to the Governor for his approval.

W. M. BOARDMAN, Chairman.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
 CARSON CITY, January 19, 1877. }

To the honorable the Senate:

I have this day approved and deposited with the Secretary of State, Senate Bill No. 32—An Act to legalize certain contracts made by the Mayor and Board of Aldermen of the City of Virginia, Storey County, State of Nevada, and the Virginia and Gold Hill Water Company, of the same place, and for the issuance and sale of bonds for the payment of certain indebtedness thereby incurred.

L. R. BRADLEY, Governor.

Mr. Edwards moved to adjourn until next Monday, at eleven o'clock
 A. M.

Carried.

So, at one o'clock and twenty minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
 President.

Attest: J. G. McCLINTON,
 Secretary.

IN SENATE—TWENTY-SECOND DAY.

CARSON CITY, January 22, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescott, and Westerfield—24.

Absent—Mr. Dickinson—1.

Prayer by the Chaplain, Rev. J. D. Hammond.

Journal read and approved.

REPORT OF STANDING COMMITTEE.

Mr. PRESIDENT: Your Standing Committee on Counties and County Boundaries have had under consideration Senate Bill No. 35—Entitled

an Act to detach a portion of the territory of Elko County from said county, and to attach the same to Eureka County. By the agreement of the parties interested therein, we beg leave to report the same back to the Senate, without any recommendation.

H. T. CRESWELL, Chairman.

MOTIONS AND RESOLUTIONS.

By Mr. Chubbuck, Concurrent Resolution No. 13:

Resolved, by the Senate, the Assembly concurring, That J. D. Minor, Secretary of State, be requested to return Senate Bill No. 32 to this body.

Adopted.

Mr. Westerfield moved that the vote by which Senate Bill No. 16 passed, be reconsidered.

Carried.

Mr. Baker moved that Senate Bill No. 35—An Act to detach a portion of the territory of Elko County from said county, and to attach the same to Eureka County—be considered engrossed.

Carried.

MESSAGES FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 19, 1877. }

To the honorable the Senate:

I have the honor to announce to your honorable body that the Assembly, this day, refused to recede from its amendments to Senate Bill No. 23—Entitled an Act to amend an Act entitled "An Act to provide for the payment of the outstanding indebtedness of Churchill County," approved March fourth, eighteen hundred and seventy-one—in which the honorable the Senate refused to concur on the eighteenth instant, and appointed Mr. Allen, of Churchill County, on the part of the Assembly, to confer with a like committee on the part of the Senate in relation thereto.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

Mr. Grimes moved that the Senate appoint a committee of one to confer with the Assembly committee of one in relation to Senate Bill No. 23.

Carried.

The President appointed Mr. Grimes as the committee of one on conference relative to Senate Bill No. 23.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
 CARSON CITY, January 19, 1877. }

To the honorable the Senate:

I have the honor to announce to your honorable body that the Senate amendments to Assembly Bill No. 11—Entitled an Act to authorize the Board of County Commissioners of Storey County to issue bonds for certain purposes, and to provide for the payment of the same—were this day adopted by the Assembly, and the bill, as amended, was passed by the following vote: Yeas, 48; nays, 1.

Respectfully,

MOSES D. WHEELER,
 Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
 CARSON CITY, January 22, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Bill No. 5—Entitled an Act to provide for the payment of the indebtedness of White Pine County, known as the Hamilton debt—which this day passed the Assembly by the following vote: Yeas, 44; nays, none.

Also, Senate Concurrent Resolution No. 5—In regard to printing the report of the Surveyor General and Register of the Land Office—which was this day adopted by a unanimous vote.

Also, to transmit Assembly Bill No. 45—Entitled an Act to amend an Act entitled “An Act to provide for the publication and distribution of Nevada Reports,” approved February twentieth, eighteen hundred and seventy-five—which this day passed the Assembly by the following vote: Yeas, 48; nays, none.

Respectfully,

MOSES D. WHEELER,
 Assistant Clerk.

The Secretary read a petition presented by Mr. Shepherd, out of order, from the citizens of Mineral Hill District, Elko County, praying that their district be allowed to remain as a part of Elko County.

NOTICES.

Mr. Comins gives notice that he will, on some future day, introduce a bill for an Act to amend an Act entitled “An Act concerning District Attorneys, approved March eleventh, eighteen hundred and sixty-five, approved February twenty-sixth, eighteen hundred and sixty-six, approved March eleventh, eighteen hundred and sixty-seven,” approved February seventeenth, eighteen hundred and seventy-three.

Mr. Schultz gives notice that he will, on some future day, introduce a bill for an Act to amend an Act entitled “An Act to regulate the settlement of the estates of deceased persons,” approved November twenty-ninth, eighteen hundred and sixty-one.

Mr. Piper gives notice that he will, on some future day, introduce a bill for an Act to amend an Act entitled "An Act to incorporate the City of Virginia, and to provide for the government thereof, and repeal all other laws in relation thereto," approved March fourth, eighteen hundred and sixty-five.

Mr. Piper gives notice that he will, on some future day, introduce a bill for an Act to abolish the Volunteer Fire Department of the City of Virginia, Storey County, State of Nevada.

Mr. Westerfield gives notice that he will, on some future day, introduce a bill for an Act to amend an Act entitled "An Act to amend an Act [entitled] an Act to regulate and make effectual the power of the Governor, Justices of the Supreme Court, and Attorney General, to remit fines and forfeitures, commute punishments, and grant pardons after convictions," approved February eighth, eighteen hundred and sixty-seven, approved February twentieth, eighteen hundred and seventy-five.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Baker, by leave and without previous notice, introduced Senate Bill No. 47—An Act to provide for the payment of the accounts of persons employed by the Governor to bring back fugitives from justice.

Read first time, rules suspended, read the second time by title, and referred to the Judiciary Committee.

Mr. Piper, by leave and without previous notice, introduced Senate Bill No. 50—An Act to legalize certain contracts made by the Mayor and Board of Aldermen of the City of Virginia, and the Virginia and Gold Hill Water Company of the same place, and for the issuance and sale of bonds for the payment of the indebtedness thereby incurred.

Read first time, rules were suspended, the bill read the second time by title, and considered engrossed; and rules further suspended, placed on its third reading and final passage.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—23.

NAYS—None.

Mr. Stewart introduced Senate Bill No. 45—An Act to amend an Act entitled "An Act for the maintenance and supervision of public schools," approved March twentieth, eighteen hundred and sixty-five, as amended March eighth, eighteen hundred and sixty-seven.

Bill read first time, rules were suspended, the bill read the second time by title, ordered printed, and referred to the Judiciary Committee.

Mr. Schultz introduced Senate Bill No. 46—An Act supplementary to an Act entitled "An Act to regulate fees and compensation for official and other services in the State of Nevada."

Bill read the first time, rules were suspended, the bill read the second time by title, ordered printed, and referred to the Judiciary Committee.

Mr. Baker introduced, without previous notice, Senate Bill No. 48—An Act to amend an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State."

Bill read the first time, rules were suspended, the bill read the second time by title, ordered printed, and referred to the Judiciary Committee.

Mr. Ross introduced Senate Bill No. 49—An Act to amend an Act entitled "An Act in relation to highways," approved March fifteenth, eighteen hundred and seventy-five.

Bill read the first time, rules were suspended, the bill read the second time by title, ordered printed, and referred to the Committee on Roads and Bridges.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 35—An Act to detach a portion of the territory of Elko County from said county, and to attach the same to Eureka County.

Bill read the third time.

The time having arrived for the special order of this day, on motion of Mr. Comins, the special order was deferred until to-morrow, at one o'clock.

Mr. Edwards moved for a recess until two o'clock.

Lost.

Mr. Edwards moved that the bill under consideration be laid on the table for one day.

Motion ruled out of order, and a vote taken on the final passage of the bill, as follows:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Farrell, King, Martin, McConnell, Ross, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—16.

NAYS—Messrs. Chubbuck, Edwards, Garrard, Grimes, Rickey, Shepherd, and Stone—7.

Mr. Baker moved to adjourn.

Carried.

So, at one o'clock and eighteen minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—TWENTY-THIRD DAY.

CARSON CITY, January 23, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Cassidy, Chubbuck, Comins, Creswell,

Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—21.

Absent—Messrs. Boardman, Dickinson, Piper, and Wescoatt—4.

Prayer by the Chaplain, Rev. J. D. Hammond.

Journal read and approved.

Mr. Baker asked leave of absence of one day for Mr. Boardman.

Granted.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Standing Committee on Agriculture and Manufactures have had Assembly Bill No. 10—An Act to amend an Act entitled "An Act to prevent the destruction of fish in the waters of the State of Nevada"—under consideration, and beg leave to report favorably on the same, with the recommendation that it shall pass, after striking out the proviso, "excepting the waters of Carson River" from its provisions, which, if adopted, we think would render the bill unconstitutional.

WM. L. ROSS, Chairman.

Mr. PRESIDENT: Your Standing Committee on Mines and Mining, to whom was referred Senate Bill No. 6—An Act to abolish the office of State Mineralogist, and provide for the care and preservation of the State Museum—beg leave to report that they have had the same under consideration, and report it back to the Senate, without recommendation.

E. A. SCHULTZ, Chairman.

Mr. PRESIDENT: Your Standing Committee on Enrollment beg leave to report that they have carefully compared Senate Bill No. 50—An Act to legalize certain contracts made by the Mayor and Board of Aldermen of the City of Virginia, Storey County, State of Nevada, and the Virginia and Gold Hill Water Company, of the same place, and for the issuance and sale of bonds for the payment of said indebtedness thereby incurred—with the engrossed copy thereof, and found the same correctly enrolled, and have delivered the same to the Governor for his approval.

T. N. STONE,
T. D. EDWARDS,
Of Committee.

Mr. PRESIDENT: Your Standing Committee on Enrollment beg leave to report that they have carefully compared Senate Concurrent Resolution No. 9—In regard to printing Report of Superintendent of Public Instruction;

Also, Senate Bill No. 22—An Act to admit to probate a certain paper purporting to be the last will and testament of Rufus Adams;

Also, Senate Bill No. 25—An Act to amend an Act entitled "An Act to encourage the construction of a railroad from Battle Mountain Station, on the Central Pacific Railroad, in Lander County, State of Nevada, to the City of Austin, in said county, and to authorize said county to issue its bonds for two hundred thousand dollars to aid the same," passed February ninth, eighteen hundred and seventy-five;

Also, Senate Bill No. 21—An Act to amend an Act entitled "An Act to amend an Act to regulate proceedings in criminal cases in the Courts

of justice in the Territory of Nevada, approved November twenty-sixth, eighteen hundred and sixty-one," approved March second, eighteen hundred and seventy-five;

Also, Senate Bill No. 27—An Act to authorize the Commissioners of Eureka County to change the apportionment of county revenues to certain funds in said Eureka County;

With the engrossed copies thereof, and beg leave to report the same correctly enrolled, and delivered the same to the Governor for his approval.

T. N. STONE, of Committee.

MR. PRESIDENT: Your Standing Committee on Judiciary have had under consideration Senate Bill No. 29—Being an Act to amend an Act entitled "An Act concerning crimes and punishments"—and beg leave to report unfavorable on the same, with the recommendation that it do not pass.

Also, Senate Bill No. 47—An Act entitled an Act to provide for the payment of the accounts of persons employed by the Governor to bring back fugitives from justice—and beg leave to report favorable on the same, with the recommendation that it do pass.

Also, Senate Bill No. 41—An act to amend an Act entitled "An Act to provide for the registration of the names of electors and to prevent fraud at elections," approved March fifth, eighteen hundred and sixty-nine—and beg leave to report unfavorable on the same, with the recommendation that it do not pass.

Also, Senate Bill No. 39—Being an Act to amend an Act entitled "An Act concerning attorneys and counsellors at law," approved October thirty-first, eighteen hundred and sixty-one—and beg leave to report favorable on the same, with the recommendation that it do pass.

Also, Senate Bill No. 37—An Act to license traveling agents or drummers doing business in this State—and beg leave to report it back without recommendation.

Also, Substitute for Assembly Bills Nos. 25 and 26—An Act to amend an Act entitled "An Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada," approved November twenty-sixth, eighteen hundred and sixty-one—and beg leave to report unfavorable on the same, with the recommendation that it do not pass.

G. W. BAKER, Chairman.

MR. PRESIDENT: Your Standing Committee on State Affairs, to whom was referred the Report of the Commissioners for the Care of the Indigent Insane of the State of Nevada for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six—beg leave to report that they have had the same under consideration, and report it back to the Senate, with a recommendation that it be printed in pamphlet form.

W. O. H. MARTIN, Chairman.

REPORT OF SELECT COMMITTEE.

MR. PRESIDENT: Your select committee, consisting of Storey County delegation, to whom was referred Senate Bill No. 7—Entitled an Act to authorize the payment of certain claims against Storey County—beg

leave to report that they have had the same under consideration, and recommend that it do pass.

S. W. CHUBBUCK, Chairman.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, January 19, 1877. }

To the honorable the Senate:

I have this day approved, and deposited with the Secretary of State, Senate Bill No. 13—An Act to authorize the County Commissioners of Eureka County to issue certain bonds, and to provide for the payment of the same.

L. R. BRADLEY, Governor.

MESSAGE FROM BOARD OF EXAMINERS.

STATE OF NEVADA, OFFICE OF SECRETARY OF STATE, }
CARSON CITY, January 16, 1877. }

To the honorable the Legislature:

The undersigned, the Board of Examiners, have the honor to transmit herewith, vouchers for claims for the payment of which no appropriation has been made, and would respectfully represent that all the evidence which is obtained by said Board is attached to said vouchers, unless said Board should summon the various claimants to appear before the Board with their witnesses, and such other evidence as they might have to establish the justness of said claims; a course which your honorable bodies will see would be unjust to claimants, and wholly impracticable.

We are of the opinion that these [claims] should have the immediate attention of the Legislature. We therefore recommend the prompt payment of the accompanying claims, as you, in your wisdom, may deem proper and just.

L. R. BRADLEY,
J. D. MINOR,
Majority Board of Examiners.

MESSAGE FROM THE ATTORNEY GENERAL.

OFFICE OF THE ATTORNEY GENERAL, }
CARSON CITY, January 16, 1877. }

To the honorable the Legislature of the State of Nevada:

The undersigned, one of the State Board of Examiners, having examined sundry claims presented to said Board against the State, designated as "Indian war claims," growing out of what is commonly called the "White Pine Indian War," for the payment of which no appropriation has been made, begs leave to submit the following:

That while he is of the opinion that all just demands against the [State] arising from that war should be paid, and fully paid, for himself he is unable to determine from the evidence now before said Board,

whether to audit or not many of the claims presented, and now on file in the Secretary of State's office.

From a careful inspection of the bills, he finds a large majority of them unaccompanied by any certificates of the commanding officers showing that the articles charged for were ever furnished to the troops, or that the services alleged to have been rendered, ever in fact were performed for the State.

Many of the charges contained in the bills appear to him to be unjust and extortionate, and with the lights before the Board, he, as a member thereof, is unable to satisfactorily and properly adjust those charges so as fairly to compensate the creditors of the State, and at the same time guard against the payment of unjust, exorbitant, and illegal demands.

He, therefore, herewith, in conjunction with the other members of the Board, transmits to the Legislature all of said bills, and respectfully suggests, that the two Houses of the Legislature devise some method by which the same may be properly and equitably adjusted, and to this end would further respectfully suggest, that additional evidence as to the authenticity and justness of said bills be sought, so as to conserve the rights of the claimants, and at the same time protect the interests of the State against imposition.

Very respectfully,

JOHN R. KITTRELL,
Attorney General,
One of the State Board of Examiners.

Mr. Cassidy moved that the claims accompanying the messages of the State Board of Examiners be referred to the Committee on Claims.
Carried.

MOTIONS AND RESOLUTIONS.

Mr. Martin introduced Senate Concurrent Resolution No. 14:

Resolved, by the Senate, the Assembly concurring, That one thousand copies of the report of the Commissioners for the Care of the Indigent Insane of the State of Nevada for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six be printed in pamphlet form, and distributed as follows: two hundred and fifty for the use of the Senate, five hundred copies for the use of the Assembly, and two hundred and fifty copies for the use of the Commissioners for the Care of the Indigent Insane of the State of Nevada.

Mr. Garrard moved that the resolution be adopted.
Carried.

Mr. Stewart introduced Senate Joint Resolution No. 2, asking our Senators and Representative in Congress to encourage the boring of artesian wells in the State of Nevada.

Read first time, rules suspended, resolution read the second time by title, and placed on general file.

MESSAGES FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
 CARSON CITY, January 22, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Bill No. 50—Entitled an Act to legalize certain contracts made by the Mayor and Board of Aldermen of the City of Virginia, County of Storey, State of Nevada, and the Virginia and Gold Hill Water Company of the same place, and for the issuance and sale of bonds for the payment of said indebtedness thereby incurred—which passed the Assembly this day by the following vote: Yeas, 42; nays, 1.

Respectfully,

MOSES D. WHEELER,
 Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
 CARSON CITY, January 22, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Concurrent Resolution No. 12—In regard to printing the report of the Warden of the State Prison—which this day was adopted by the Assembly.

Respectfully,

MOSES D. WHEELER,
 Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
 CARSON CITY, January 22, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Substitute Senate Bill No. 9—Entitled an Act to provide for the safe keeping of county funds of the respective counties in this State—which was lost in the Assembly this day, by the following vote: Yeas, 7; nays, 37.

Also, Senate Concurrent Resolution No. 13—In relation to Senate Bill No. 32—which was this day read and adopted in the Assembly.

Also, Senate Joint Resolution No. 10—Substitute for Assembly Joint Resolution No. 4, concerning the immigration of Chinese—which was this day read in the Assembly and rejected.

Also, to transmit Assembly Bill No. 22—Entitled an Act to regulate the sale or disposal of opium, and to prohibit the keeping of places of resort for smoking or otherwise using that drug—which this day passed the Assembly by the following vote: Yeas, 30; nays, 11.

Also, Assembly Bill No. 16—Entitled an Act supplementary to an Act entitled "An Act concerning crimes and punishments," approved No-

vember twenty-sixth, eighteen hundred and sixty-one—which this day passed the Assembly by the following vote: Yeas, 44; nays, none.

Also, Assembly Bill No. 43—Entitled an Act to prohibit certain advertisements tending to promote licentiousness and crime—which this day passed the Assembly by the following vote: Yeas, 42; nays, none.

Also, Assembly Bill No. 36—Entitled an Act to amend an Act entitled “An Act concerning crimes and punishments,” approved November twenty-sixth, eighteen hundred and sixty-one—which passed the Assembly this day by the following vote: Yeas, 41; nays, 2.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Westerfield introduced Senate Bill No. 51—An Act to amend an Act [entitled “An Act] to amend an Act entitled an Act to regulate and make effectual the power of the Governor, Justices of the Supreme Court, and the Attorney General, to remit fines and forfeitures, commute punishments and grant pardons after convictions,” approved February eighth, eighteen hundred and sixty-nine, approved February twenty-eighth, eighteen hundred and seventy-five.

Read first time, rules suspended, read the second time by title, ordered printed, and referred to the Judiciary Committee.

Mr. Comins introduced Senate Bill No. 52—An Act to amend an Act entitled “An Act concerning District Attorneys,” approved March seventh, eighteen hundred and sixty-five, approved February twenty-sixth, eighteen hundred and sixty-six, approved March eleventh, eighteen hundred and sixty-seven, approved February seventeenth, eighteen hundred and seventy-three.

Read first time, rules suspended, read second time by title, and referred to a special committee, consisting of White Pine and Lincoln delegations.

Assembly Bill No. 45—An Act to amend an Act entitled “An Act to provide for the publication and distribution of Nevada Reports,” approved February twentieth, eighteen hundred and seventy-five.

Read first time, rules suspended, read second time by title, and referred to Judiciary Committee.

Assembly Bill No. 16—An Act supplementary to an Act entitled “An Act concerning crimes and punishments,” approved November twenty-sixth, eighteen hundred and sixty-one.

Read first time, rules suspended, bill read second time by title, and referred to Committee on Railroads.

Assembly Bill No. 22—An Act to regulate the sale and disposal of opium, and to prohibit the keeping of places of resort for smoking or otherwise using the drug.

Read first time, rules suspended, bill read second time by title, and referred to Committee on Public Morals.

Assembly Bill No. 43—An Act to prohibit certain advertisements tending to promote licentiousness and crime.

Read first time, rules suspended, bill read the second time by title, and referred to Committee on Public Morals.

Assembly Bill No. 36—An Act concerning crimes and punishments, approved November twenty-sixth, eighteen hundred and sixty-one.

Read first time, rules suspended, bill read second time by title, and referred to Judiciary Committee.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 10—An Act to amend an Act entitled "An Act to prevent the destruction of fish in the waters of the State of Nevada."

Bill read third time and amended, and, with the amendments, passed by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Grimes, Martin, McConnell, Rickey, Ross, Schultz, Stampley, Stewart, and Stone—17.

NAYS—Messrs. Garrard, King, Shepherd, and Westerfield—4.

Senate Bill No. 16—An Act supplementary to an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one.

On motion of Mr. Westerfield, it was referred to a committee of one to make certain corrections.

Mr. Westerfield was appointed as the committee of one, made the correction, and so reported.

The bill was read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—20.

NAYS—None.

Senate Bill No. 37—An Act to license drummers and traveling agents.

On motion, the bill was ordered printed and engrossed.

Substitute for Assembly Bills Nos. 25 and 26—An Act to amend an Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada, approved November twenty-sixth, eighteen hundred and sixty-one.

On motion of Mr. King, the bill was indefinitely postponed.

Senate Bill No. 6—An Act to abolish the office of State Mineralogist.

Was ordered engrossed.

Senate Joint Resolution No. 2—Asking our Senators and Representative in Congress to use their influence for the passage of a law encouraging the boring of artesian wells in the State of Nevada.

Read the third time.

Mr. Baker was of the opinion that the resolution could not be placed on its final passage.

The President decided that it could, and the resolution passed by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—21.

NAYS—None.

Senate Bill No. 14—An Act to amend an Act entitled "An Act to pro-

vide for the registration of the names of electors, and to prevent fraud at elections," approved March fifth, eighteen hundred and sixty-nine.

Being on its third reading.

Mr. Rickey moved to adjourn.

Carried.

So, at one o'clock, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—TWENTY-FOURTH DAY.

CARSON CITY, January 24, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—23.

Absent—Messrs. Piper and Wescoatt—2.

Prayer by the Chaplain, Rev. J. D. Hammond.

Journal read and approved.

Mr. Grimes, by leave, withdrew report of conference committee made yesterday on Senate Bill No. 23.

REPORTS OF STANDING COMMITTEES.

MR. PRESIDENT: Your Standing Committee on Engrossment beg leave to report that Senate Bill No. 6—An Act to abolish the office of State Mineralogist, and provide for the care and preservation of the State Museum—has been carefully compared with the original and found correctly engrossed.

W. C. GRIMES, Chairman.

MR. PRESIDENT: Your Standing Committee on Supplies and Expenditures have had State Controller's Bill No. 1 under consideration, and beg leave to report favorably on the same, with recommendation that it be paid.

A. J. BLAIR, Chairman.

MR. PRESIDENT: Your Standing Committee on Agriculture and Manu-

factures have had under consideration Senate Bill No. 31—Entitled an Act to prevent animals trespassing upon cultivated farm or meadow lands of more than thirty acres in extent, and to repeal all Acts and parts of Acts in conflict therewith—have come to an unfavorable conclusion thereon, and report the same back to the Senate, and recommend that it do not pass.

G. H. SHEPHERD,
For the Committee.

MR. PRESIDENT: The undersigned, a minority of your Committee on Agriculture and Manufactures, having had Senate Bill No. 31 under consideration, begs leave to dissent from the conclusions arrived at by the majority of the committee, and respectfully recommends that, with the slight amendments herein proposed, the bill pass. A few of the many reasons why this bill should pass are here presented. Although not really antagonistic to any interest, its provisions are mainly intended to benefit agriculturists—the men who are building up homes, making permanent improvements, and adding to the only true wealth of the State. This they are doing in Nevada against greater difficulties than are met with in any other State. Hundreds of men—and the number is continually increasing—are just able to take up by preëmption or homestead, a quarter section of land, build a cabin, commence cultivating it to make a home for their families, but being unable to make proper fences, vagrant stock often destroy the fruits of their labor. To make a good cattle fence anywhere between the center and eastern boundary of the State will cost an average of one thousand dollars per mile—that is, a fence of three eight-inch boards, one and one fourth inches thick, and three posts to the panel. Thus to fence a quarter section of land would cost two thousand dollars cash—a sum far greater than the average pioneer who opens up new States can command. Of course there are places where the cost would not be so great. Now, those who oppose a trespass law, so far as the undersigned has observed, are the few men who bring vast herds of stock into the State to wander upon a thousand hills at their own sweet wills, and to fatten upon the grass which costs them nothing. The enormous profits thus made by these men are often like those of the mines—taken to another State and spent, where many reside. Is it anything but reasonable, then, that these men, and all others, should be required to restrain their stock five months in the year from raiding upon the struggling farmer, when they can have all out of doors for a stock range the other seven months?

If laws should be made in the interest of the greatest number of citizens, undoubtedly the provisions of this bill will benefit ten where one may think it detrimental to him; and, if the greater investment should be paramount, we find by the statistics of eighteen hundred and seventy-five that the true value of all real estate in Nevada, not including mines, is estimated at over thirty-one millions of dollars, and the personal property was a little over twenty-seven millions of dollars, and this includes the personal property of all farmers, merchants, and mechanics, as well as the stock men. The Assessors' returns show, also, that for the same year the agriculturists, notwithstanding their difficulties, produced in this State eighty-five thousand bushels of wheat; six hundred thousand bushels barley; two hundred thousand bushels oats; three hundred and thirty-four thousand bushels of potatoes; one hundred and fourteen thousand tons of hay; besides rye, corn, and many kinds of vegetables not enumerated.

The amendment proposed is: Strike out in first line of printed bill the words "hog" and "goat," and add in line two, in section eleven, printed bill, after "sixty-two," the words "except section five of said Act, and the amendment of said section five, approved March sixth, eighteen hundred and seventy-five."

Respectfully submitted.

WM. L. ROSS.

MR. PRESIDENT: Your Standing Committee on State Affairs, to whom was referred the biennial report of the Secretary of State of the State of Nevada for the eleventh and twelfth fiscal years, ending December thirty-first, eighteen hundred and seventy-six, beg leave to report that they have had the same under consideration, and report it back to the Senate, with the recommendation that it be printed in pamphlet form.

W. O. H. MARTIN, Chairman.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, January 22, 1877. }

To the honorable the Senate:

I have this day approved, and deposited in the office of the Secretary of State, Senate Bill No. 50—An Act to legalize certain contracts made by the Mayor and Board of Aldermen of the City of Virginia, Storey County, State of Nevada, and the Virginia and Gold Hill Water Company of the same place, and for the issuance and sale of bonds for the payment of said indebtedness thereby incurred.

I beg to suggest to the Senate and Assembly the propriety of repealing an Act passed on the nineteenth instant and approved on the same day, with the same title and for the same purposes as Senate Bill No. 50.

Under section thirty-five, of Article III, of the Constitution, a law is perfect when it receives the signature of the Governor.

When repealed, it would be well to direct the Secretary of State to exclude Senate Bill No. 32 from publication.

L. R. BRADLEY, Governor.

MOTIONS AND RESOLUTIONS.

Mr. Grimes moved that the report of conference committee made yesterday on Senate Bill No. 23 be stricken from the Journal.

Carried.

Mr. Grimes, by leave and out of order of business, presented the following report:

MR. PRESIDENT: Your committee of conference appointed to meet a like committee from the Assembly, to consider amendments to Senate Bill No. 23, beg leave to report that they met said committee and they failed to agree.

W. C. GRIMES, Chairman.

By Mr. Blair:

Resolved, That the Controller of State is hereby directed to draw his warrant on the State Legislative Fund in favor of W. W. Hobart, for the sum of four hundred and three dollars and fifty cents (\$403 50), for preparing duplicate copies of the State Controller's Report for the eleventh and twelfth fiscal years.

Adopted.

By Mr. Martin, Senate Concurrent Resolution No. 15:

Resolved, by the Senate, the Assembly concurring, That two hundred and forty copies of the biennial report of the Secretary of State of Nevada, for the eleventh and twelfth fiscal years, ending December thirty-first, eighteen hundred and seventy-six, be printed in pamphlet form, for the use of the Senate and Assembly and the Secretary of State.

MESSAGES FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 23, 1877. }

To the honorable the Senate:

I have the honor to notify your honorable body, that in compliance with a resolution, introduced by Mr. Sawtelle in the Assembly, this day, and passed, a committee of three, consisting of Messrs. Sawtelle, Rockhill, and Mills, was appointed this day, to meet a like committee from the Senate, to take into consideration Assembly Joint Concurrent Resolution No. 14, and Senate Joint Resolution No. 11.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 23, 1877. }

To the honorable the Senate:

I have the honor herewith to transmit to your honorable body Substitute Assembly Bill No. 6—Entitled an Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada"—which this day passed the Assembly by the following vote: Ayes, 45; noes, none.

Also, Assembly Bill No. 53—Entitled an Act to amend an Act entitled "An Act relating to elections"—which passed the Assembly this day by the following vote: Yeas, 40; nays, 5.

Also, Assembly Bill No. 58—Entitled an Act to amend an Act entitled "An Act prescribing an additional penalty for non-payment of taxes in certain cases"—which this day passed the Assembly by the following vote: Yeas, 45; nays, none.

I have the honor moreover to return to your honorable body Senate Joint Resolution No. 11—Substitute for Assembly Joint Resolution No.

14—Concerning the pending Presidential contest—which was rejected in the Assembly this day by the following vote: Yeas, 6; nays, 40.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

On motion of Mr. Cassidy, a committee of three was appointed by the Chair, to confer with Assembly committee on Senate Joint Resolution No. 11, consisting of Messrs. Cassidy, Edwards, and Garrard.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Chubbuck, by leave and without previous notice, introduced Senate Bill No. 53—An Act to repeal an Act entitled “An Act to legalize certain contracts made by the Mayor and Board of Aldermen and the Virginia and Gold Hill Water Company.”

Bill read first time, rules were suspended, the bill read the second time by title, considered engrossed, and placed on general file.

Mr. Shepherd introduced Senate Bill No. 54—An Act to amend an Act entitled “An Act to define the time for commencing civil actions,” approved November twenty-first, eighteen hundred and sixty-one.

Bill read first time, rules were suspended, read second time by title, ordered printed, and referred to Judiciary Committee.

Mr. Martin, by leave and without previous notice, introduced Senate Bill No. 55—An Act for the relief of S. H. Marlette.

Bill read the first time, rules were suspended, bill read the second time by title, and referred to Judiciary Committee.

Mr. Creswell introduced Senate Bill No. 56—An Act to amend an Act entitled “An Act to regulate fees and compensation for official and other services in the State of Nevada,” approved March ninth, eighteen hundred and sixty-five, approved March sixth, eighteen hundred and seventy-five.

Read first time, rules suspended, read second time by title, ordered printed, and referred to Judiciary Committee.

Substitute Assembly Bill No. 6—An Act to amend an Act entitled “An Act to provide revenue for the support of the government of the State of Nevada.”

Read first time, rules were suspended, bill read second time by title, and referred to special committee consisting of one from each county, and comprising the same Senators as appointed a committee relative to redistricting the State.

Assembly Bill No. 58—An Act to amend an Act entitled “An Act prescribing an additional penalty for non-payment of taxes in certain cases after suit.”

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Ways and Means.

Assembly Bill No. 53—An Act to amend an Act entitled “An Act relating to elections.”

Read first time, rules were suspended, bill read second time by title, considered engrossed, and placed on general file.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 6—An Act to abolish the office of State Mineralogist, and provide for the care and preservation of the State Museum.

Read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, and Westerfield—16.

NAYS—Messrs. Blair, Boardman, Dickinson, Garrard, Stampley, Stewart, and Stone—7.

Senate Bill No. 41—An Act to amend an Act entitled “An Act to provide for the registration of the names of electors, and to prevent fraud at elections,” approved March fifth, eighteen hundred and sixty-nine.

Mr. Rickey moved to lay the bill on the table.

Carried.

Senate Bill No. 47—An Act entitled an Act to provide for the payment of the accounts of persons employed by the Governor to bring back fugitives from justice.

Ordered engrossed.

Senate Bill No. 39—An Act to amend an Act entitled “An Act concerning attorneys and counselors at law,” approved October thirty-first, eighteen hundred and sixty-one.

Ordered engrossed.

Senate Bill No. 7—An Act to authorize the payment of certain claims against Storey County.

Ordered engrossed.

Senate Bill No. 29—An Act to amend an Act entitled “An Act concerning crimes and punishments,” approved November twenty-sixth, eighteen hundred and sixty-one.

Was laid on the table.

Senate Bill No. 31—An Act to prevent animals trespassing upon cultivated farm or meadow lands of more than thirty acres in extent, and to repeal all Acts and parts of Acts in conflict therewith.

Mr. Ross moved that the bill be ordered engrossed.

Lost.

Senate Bill No. 53—An Act to repeal an Act entitled “An Act to legalize certain contracts made by the Mayor and Board of Aldermen of Virginia City and the Virginia and Gold Hill Water Company.”

Rules were suspended by unanimous consent, and the bill read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—23.

NAYS—None.

Mr. Comins moved to adjourn.

Carried.

So, at twelve o'clock and forty-five minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—TWENTY-FIFTH DAY.

CARSON CITY, January 25, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Rickey, and Westerfield—23.

Absent—Messrs. Piper and Wescoatt—2.

Prayer by the Chaplain, Rev. J. D. Hammond.

Journal read and approved.

Mr. Creswell moved that the Senate take a recess until twelve o'clock.

Carried.

Senate met at twelve o'clock M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—22.

Absent—Messrs. Martin, Piper, and Wescoatt—3.

REPORTS OF STANDING COMMITTEES.

MR. PRESIDENT: Your Committee on Claims have had the claim of L. R. Bradley, for copying Governor's Message for the year eighteen hundred and seventy-seven, under consideration, and have directed their Chairman to report the same to the Senate and recommend the passage of a resolution for the payment of the same.

O. K. STAMPLEY, Chairman.

MR. PRESIDENT: Your Standing Committee on Engrossment beg leave

to report that Senate Bill No. 7—An Act to authorize the payment of certain claims against Storey County;

Also, Senate Bill No. 37—An Act to license traveling agents or drummers doing business in this State;

Also, Senate Bill No. 39—Being [an Act to amend an Act] entitled an Act concerning attorneys and counselors at law, approved October thirty-first, eighteen hundred and sixty-one;

Also, Senate Bill No. 47—An Act entitled an Act to provide for the payment of the accounts of persons employed by the Governor to bring back fugitives from justice;

Have been carefully compared with the originals and found correctly engrossed.

W. C. GRIMES, Chairman.

Mr. PRESIDENT: Your Committee on Roads and Bridges have had Senate Bill No. 49—An Act entitled an Act to amend an Act in relation to highways, approved March fifteenth, eighteen hundred and seventy-five—under consideration, and beg leave to report favorably on the same, with the recommendation that it pass.

CHARLES McCONNELL, Chairman.

Mr. PRESIDENT: Your Committee on Roads and Bridges have had Senate Bill No. 42—An Act entitled an Act in relation to erection and maintenance of bridges—under consideration, and beg leave to report favorably on the same, with the recommendation that it pass.

CHARLES McCONNELL, Chairman.

Mr. PRESIDENT: Your Standing Committee on Enrollment beg leave to report that they have had under consideration Senate Bill No. 5—An Act to provide for the payment of the indebtedness of White Pine County, known as the Hamilton debt;

Also, Senate Concurrent Resolution No. 12—In regard to printing the report of the Warden of the State Prison;

Also, Senate Concurrent Resolution No. 5—In regard to printing Surveyor General and State Land Register's report;

Also, Senate Concurrent Resolution No. 13—That Hon. J. D. Minor return to Senate, Bill No. 32;

Also, Senate Concurrent Resolution No. 9—Relative to printing report of Superintendent of Public Instruction, for eighteen hundred and seventy-five and eighteen hundred and seventy-six;

And after carefully comparing them with the engrossed copies, find them correctly enrolled, and in the hands of the Secretary of State, except Senate Bill No. 5, which is in the hands of the Governor, awaiting his approval.

W. M. BOARDMAN, Chairman.

Mr. Rickey moved that the reports of Committees on Agriculture and Roads and Bridges be returned to the committees for perfection, according to instructions given to all committees relative to inserting title of bills.

Carried.

REPORT OF SELECT COMMITTEE.

Mr. PRESIDENT: Your select committee, consisting of members of Washoe [delegation], beg leave to report that they have had under consideration Senate Bill No. 44—An Act to authorize the County Commissioners of Washoe County to issue bonds for the construction of a county bridge across the Truckee River, at Reno, in said county, and to provide for the payment of the same—that the same meets with their approval, and recommend that the same do pass.

W. L. ROSS,
W. M. BOARDMAN,
Committee.

MESSAGES FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, January 23, 1877. }

To the honorable the Senate:

I have this day approved, and deposited in the office of the Secretary of State, Senate Bill No. 27—An Act to authorize the Commissioners of Eureka County to change the apportionment of county revenue to certain Funds in said Eureka County.

Also, Senate Bill No. 21—An Act to amend an Act entitled "An Act to regulate proceedings in criminal cases in the Courts of justice in the Territory of Nevada," approved November twenty-sixth, eighteen hundred and sixty-one, approved March second, eighteen hundred and seventy-five.

Also, Senate Bill No. 25—An Act to amend an Act entitled "An Act to encourage the construction of a railroad from Battle Mountain Station, on the Central Pacific Railroad, in Lander County, State of Nevada, to the City of Austin, in said county, and to authorize said county to issue bonds for two hundred thousand dollars to aid the same," passed February ninth, eighteen hundred and seventy-five.

L. R. BRADLEY, Governor.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, January 24, 1877. }

To the honorable the Senate:

I herewith transmit the biennial report of the Adjutant General of the State of Nevada for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six.

L. R. BRADLEY, Governor.

Mr. King moved that the report of the Adjutant General of the State be referred to the Committee on Military and Indian Affairs.

Carried.

MOTIONS AND RESOLUTIONS.

By Mr. Stampley:

Resolved, That the Controller of State is hereby empowered and re-

quired to draw his warrant on the State Treasurer, in favor of L. R. Bradley, for the sum of sixty (60) dollars, for duplicate copy of Governor's Message for the year eighteen hundred and seventy-seven.

Adopted.

Mr. Baker introduced Senate Joint Resolution No. 3—Relative to the Presidential contest.

Read first time.

Mr. Baker moved the rules be suspended, the resolution read second time by title, and referred to Committee on Federal Relations, with instructions to report to-morrow.

Which was lost, by the following vote:

YEAS—Messrs. Baker, Cassidy, Creswell, Garrard, Grimes, McConnell, Ross, Shepherd, Schultz, Stampley, and Westerfield—11.

NAYS—Messrs. Boardman, Chubbuck, Comins, Dickinson, Edwards, Farrell, King, Rickey, Stewart, and Stone—10.

Mr. Comins moved that the rules be suspended, resolution read second time by title, and referred to Committee on Education.

Mr. Rickey moved to amend that the rules be suspended, resolution read second time by title, and that the rules be further suspended, the resolution considered engrossed, and placed on its third reading.

Amendment carried.

Resolution read the third time, and was lost by the following vote:

YEAS—Messrs. Baker, Cassidy, Creswell, Grimes, McConnell, Ross, Shepherd, Schultz, Stampley, and Westerfield—10.

NAYS—Messrs. Blair, Boardman, Chubbuck, Comins, Dickinson, Edwards, Farrell, King, Rickey, Stewart, and Stone—11.

Mr. King moved to adjourn.

Lost.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 24, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Concurrent Resolution No. 14—In regard to printing report of Commissioners of Indigent Insane—which this day was unanimously concurred in by the Assembly.

Also, to transmit to your honorable body Assembly Bill No. 29—Entitled an Act to abolish the office of State Mineralogist, and provide for the care and preservation of the State Museum—which passed the Assembly this day by the following vote: Yeas, 39; nays, 6.

I have the honor to inform your honorable body that the Senate amendments to Assembly Bill No. 10—Entitled an Act to amend an Act entitled "An Act to prevent the destruction of fish in the waters of the

State of Nevada"—were this day concurred in by the Assembly by the following vote: Yeas, 44; nays, none.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 24, 1877. }

To the honorable the Senate:

I have the honor to inform your honorable body that the conference committee to whom was referred Senate Bill No. 23—Entitled an Act to amend an Act entitled "An Act to provide for the payment of the outstanding indebtedness of Churchill County," approved March fourth, eighteen hundred and seventy-one—which was amended in the Assembly, and to which amendments the Senate refused its concurrence, this day reported back said bill, and reported a failure to agree. A committee of free conference was then appointed, consisting of Messrs. Allen, Grey, and Bowmer, to act upon the bill, with a like committee from the Senate.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

On motion of Mr. Grimes, a committee of free conference of three was appointed, to meet a like committee of the Assembly, relative to Senate Bill No. 23, consisting of Senators Grimes, Comins, and Westerfield.

NOTICES.

Mr. Westerfield gives notice that he will, on some future day, introduce a bill for an Act to provide revenue for the support of the government of the State.

Mr. Grimes gives notice that he will, on some future day, introduce a bill for an Act to amend an Act entitled "An Act to regulate the settlement of the estates of deceased persons," approved November twenty-ninth, eighteen hundred and sixty-one.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Westerfield, by leave and without previous notice, introduced Senate Bill No. 57—An Act to aid in constructing State Prison.

Read first time, rules suspended, read second time by title, ordered printed, and referred to Committee on Ways and Means.

Mr. Schultz introduced Senate Bill No. 58—An Act to amend an Act entitled "An Act to regulate the estates of deceased persons," approved November twenty-ninth, eighteen hundred and sixty-one.

Read first time, rules suspended, bill read second time by title, ordered printed, and referred to the Committee on Judiciary.

Mr. Cassidy, by leave and without previous notice, introduced Senate Bill No. 59—An Act to remove from Lewis Cook certain disabilities.

Read first time, rules suspended, read second time by title, and referred to Judiciary Committee.

Mr. Boardman, by leave and without previous notice, introduced Senate Bill No. 60—An Act to amend an Act entitled "An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto," approved March second, eighteen hundred and seventy-five.

Read first time, rules suspended, read second time by title, and referred to the Judiciary Committee.

Mr. Chubbuck, by leave and without previous notice, introduced Senate Bill No. 61—An Act to authorize the Mayor and Board of Aldermen of Virginia City to pay the claim of Wm. Cook.

Read first time, rules suspended, bill read second time by title, considered engrossed, and referred to the Storey County delegation.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 37—[An Act] to license traveling agents or drummers doing business in this State.

Mr. Creswell moved that a committee of one be appointed to strike out a certain portion of the bill.

Mr. Comins moved to adjourn.

Lost.

Vote taken on Mr. Creswell's motion to strike out a certain portion of Senate Bill No. 37.

The motion was lost.

Mr. Baker moved to suspend the rules, and moved that the bill be made the special order for one o'clock to-morrow.

Lost.

Mr. King moved to adjourn.

Lost.

Vote was taken on the bill, and failed to pass, by the following vote:

YEAS—Messrs. Cassidy, Chubbuck, Comins, Farrell, Rickey, Shepherd, Schultz, Stone, and Westerfield—9.

NAYS—Messrs. Baker, Blair, Boardman, Creswell, Dickinson, Edwards, Grimes, King, McConnell, Ross, Stampley, and Stewart—12.

Mr. Baker gave notice that he would, on to-morrow, move to reconsider the vote by which Senate Bill No. 37 was lost.

Senate Bill No. 39—An Act to amend an Act entitled "An Act concerning attorneys and counselors at law," approved October thirty-first, eighteen hundred and sixty-one.

Bill read third time.

Mr. Chubbuck moved to adjourn.

Lost.

Mr. Westerfield moved that the rules be suspended, and the bill be made the special order for Monday, at one o'clock.

Lost.

Bill was placed on its final passage, and lost by the following vote:

YEAS—Messrs. Baker, Cassidy, Chubbuck, Comins, McConnell, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—12.

NAYS—Messrs. Blair, Boardman, Creswell, Dickinson, Edwards, Farrell, Grimes, King, and Rickey—9.

Mr. Cassidy moved to adjourn.

Lost.

Senate Bill No. 7—An Act to authorize the County Commissioners of Storey County to pay certain claims.

Read third time.

Mr. Edwards moved to adjourn.

Lost.

Call of the House ordered, with the following result:

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Grimes, King, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—21.

Absent—Messrs. Garrard, Martin, Piper, and Wescoatt—4.

Mr. King asked indefinite leave of absence for Messrs. Piper and Wescoatt.

Granted.

Mr. Comins asked leave of absence for Mr. Martin.

Granted.

Mr. Shepherd moved that the call of the House be dispensed with.

Carried.

Mr. Boardman moved to adjourn.

Lost.

Senate Bill No. 7 being on its final passage, Mr. Schultz moved to adjourn.

Lost.

Senate Bill No. 7 was passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Farrell, Grimes, King, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—20.

NAYS—None.

Mr. Baker moved to adjourn.

Carried.

So, at three o'clock and five minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—TWENTY-SIXTH DAY.

CARSON CITY, January 26, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Farrell, Grimes, King, McConnell, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—19.

Absent—Messrs. Edwards, Garrard, Martin, Piper, Rickey, and Westcott—6.

Prayer by the Chaplain, Rev. J. D. Hammond.

Journal of twenty-fifth day read and approved.

Leave granted for the absence of Messrs. Garrard, Edwards, and Rickey.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Committee on Claims have had the claim of P. C. Hyman under consideration, and have directed their Chairman to report the same to the Senate, and recommend the passage of a resolution for the payment of the same.

O. K. STAMPLEY, Chairman.

Mr. PRESIDENT: Your Standing Committee on Supplies and Expenditures have had Sergeant-at-Arms Bill No. 3 under consideration, and beg leave to report favorably on the same, with recommendation that it be paid.

A. J. BLAIR, Chairman.

Mr. PRESIDENT: Your Committee on Military and Indian Affairs, to whom was referred the biennial report of the Adjutant General of the State of Nevada for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six, have had the same under consideration, and recommend that two hundred and forty (240) copies be printed.

W. J. WESTERFIELD, Chairman.

MOTIONS AND RESOLUTIONS.

By Mr. Cassidy: Senate Concurrent Resolution No. 16—Relative to the Presidential contest, with thanks of the Nevada Legislature to the Nevada Senators at the National Capitol, Messrs. Jones and Sharon, for their course in relation to that contest.

Mr. Baker moved its adoption.

Mr. Comins moved to refer the resolution to a special committee of three.

Mr. Stewart moved to amend by the following:

“And that the honorable Senators from Nevada are entitled to the lasting gratitude of the people for discovering a mode for the election

of President of the United States infinitely better and wiser than that prescribed by an effete national charter."

The following is the roll call on Mr. Stewart's amendment:

YEAS—Messrs. Baker, Boardman, Cassidy, Creswell, Farrell, McConnell, Shepherd, Schultz, Stampley, and Stewart—Total, ten votes.

NAYS—Messrs. Blair, Chubbuck, Comins, Dickinson, Grimes, King, Ross, and Stone—8.

Question then being on Mr. Comins' amendment, it was lost.

Mr. Comins moved that the resolution be referred to the Committee on Federal Relations.

Carried.

By Mr. King:

Resolved, That all matter spread upon the Journal of this Senate, relating to the flag which the Mexican Veterans did not donate, be expunged.

Adopted.

By A. J. Blair:

Resolved, That the Controller of State is hereby directed to draw his warrant on the State Legislative Fund in favor of the Sergeant-at-Arms for the sum of two hundred and fifty-eight dollars and seventy-one cents (\$258 71), for supplies furnished the Senate Chamber.

Adopted.

By Mr. Stampley:

Resolved, That the Controller of State is hereby empowered and directed to draw his warrant on the State Treasurer in favor of P. C. Hyman, for the sum of eighty-three dollars and thirty cents (\$83 30), in payment for duplicate copy of reports of Warden of State Prison for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six—five hundred and fifty folios.

Adopted.

Mr. Baker moved to reconsider the vote by which Senate Bill No. 37 was passed—An Act to license traveling agents and drummers doing business in this State.

Carried.

Mr. Baker moved that Senate Bill No. 37 be made the special order for next Friday, at one o'clock.

Carried.

Senate Concurrent Resolution No. 17—Relative to printing Adjutant General's report.

Adopted.

Senate Joint Resolution No. 4—Relative to instructions to Hon. Wm. Woodburn, Nevada's Representative in Congress.

Mr. Comins moved that the rules be suspended, resolution read second time by title, and referred to Committee on Federal Relations.

Mr. Creswell moved to amend by placing the resolution upon its final passage.

Amendment lost.

Mr. Comins' motion was carried, and the resolution referred to Committee on Federal Relations.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 25, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body, Senate Bill No. 30—Entitled an Act to amend an Act entitled an Act to require foreign corporations to furnish evidence of their incorporation and corporate name, approved March third, eighteen hundred and sixty-nine—which was amended in the Assembly, and, as amended, this day passed the Assembly by the following vote: Yeas, 45; nays, none.

Also, Senate Bill No. 53—Entitled an Act to repeal an Act entitled an Act to legalize certain contracts made by the Mayor and Board of Aldermen of the City of Virginia, Storey County, State of Nevada, and the Virginia and Gold Hill Water Company of the same place, and for the issuance and sale of bonds for the payment of certain indebtedness thereby incurred, approved January nineteenth, eighteen hundred and seventy-seven—which this day passed the Assembly by the following vote: Yeas, 42; nays, 7.

Also, Senate Concurrent Resolution No. 15—In regard to printing biennial report of the Secretary of State—which was this day adopted by the Assembly.

Also, to transmit to your honorable body Assembly Bill No. 35—Entitled an Act for the relief of Harry A. Harville, late Assessor of Elko County, Nevada—which this day passed the Assembly by the following vote: Yeas, 45; nays, none.

Also, Assembly Bill No. 60—Entitled an Act to authorize the Board of County Commissioners of Nye County to draw money from the Treasury for certain purposes—which this day passed the Assembly by the following vote: Yeas, 45; nays, none.

Also, Assembly Concurrent Resolution No. 18—Granting leave of absence to R. L. Chase, Recorder of Eureka County—which was this day passed by the Assembly.

Also, Assembly Joint Resolution No. 10—Relative to Pyramid Lake Reservation—which this day passed the Assembly by the following vote: Yeas, 41; nays, 4.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

NOTICES.

Mr. Farrell gives notice that he will, on some future day, introduce a bill for an Act to amend an Act entitled "An Act concerning estray animals," approved November eighth, eighteen hundred and sixty-one.

Mr. King gives notice that he will, on some future day, introduce a bill for an Act for the reapportionment of Senators and Assemblymen of the several counties of this State.

INTRODUCTION AND FIRST READING OF BILLS.

Assembly Bill No. 29—An Act to abolish the office of State Mineralogist and provide for the care and preservation of the State Museum.

Read first time, rules were suspended, the bill read the second time by title, and referred to the Committee of the Whole.

Mr. Farrell, by leave and without previous notice, introduced Senate Bill No. 62—An Act to provide for the printing of the Journals of the proceedings of the Legislatures of the Territory of Nevada for first and second sessions.

Read first time, rules were suspended, the bill read the second time by title, and referred to Committee on Printing.

Assembly Joint Resolution No. 10—Relative to Pyramid Lake Reservation.

Read the first time, rules were suspended, the resolution read the second time by title, and referred to the Committee on Military and Indian Affairs.

Assembly Bill No. 35—An Act for the relief of H. A. Harville, late Assessor of Elko County.

Read first time, rules were suspended, the bill read the second time by title, and referred to Committee on Claims.

Assembly Bill No. 60—An Act to authorize the County Commissioners of Nye County to draw money from the County Treasury for certain purposes.

Read first time, rules were suspended, and the bill read the second time by title, and rules then further suspended, and the bill placed on its third reading and final passage.

Read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Farrell, Grimes, King, McConnell, Ross, Shepherd, Schultz, Stampley, Stone, and Westerfield—18.

NAYS—None.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Concurrent Resolution No. 18—Granting leave of absence to R. L. Chase, County Recorder of Eureka County.

Senate concurred.

Senate Bill No. 30—An Act to compel foreign corporations to furnish evidence of their incorporation and corporate name, approved March third, eighteen hundred and sixty-nine.

Returned from the Assembly amended, and as amended in the Assembly, the Senate concurred.

Senate Bill No. 47—An Act to provide for the payment of the accounts of persons employed by the Governor to bring back fugitives from justice.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Farrell, Grimes, King, McConnell, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—19.

NAYS—None.

Assembly Bill No. 53—An Act to amend an Act entitled “An Act relating to elections.”

Read third time, and lost by the following vote:

YEAS—Messrs. Baker, Boardman, Cassidy, Comins, Schultz, Stamp-ley, Stewart, Stone, and Westerfield—9.

NAYS—Messrs. Chubbuck, Creswell, Dickinson, Farrell, Grimes, King, McConnell, Ross, and Shepherd—9.

Senate Bill No. 44—An Act to authorize the County Commissioners of Washoe County to issue bonds for the construction of a county bridge across the Truckee River, at Reno, in said county, and to provide for the payment of the same.

Ordered engrossed.

Senate Bill No. 49—An Act to amend an Act in relation to highways, approved March fifteenth, eighteen hundred and seventy-five.

Ordered engrossed.

Senate Bill No. 42—An Act in relation to erection and maintenance of bridges.

Ordered engrossed.

Mr. King moved to adjourn until next Monday, at eleven o'clock.

Carried.

So, at twelve o'clock and forty-five minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—TWENTY-NINTH DAY.

CARSON CITY, January 29, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Farrell, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stamp-ley, Stewart, Stone, Wescott, and Westerfield—23.

Absent—Messrs. Edwards and Garrard—2.

Prayer by the Chaplain, Rev. Josiah McClain.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Standing Committee on Engrossment beg leave to report that Senate Bill No. 44—An Act to authorize the Commissioners of Washoe County to issue bonds for the construction of a county bridge across the Truckee River, in said county, and to provide for the payment of the same;

Also, Senate Bill No. 49—An Act to amend an Act entitled an Act in relation to highways, approved March fifteenth, eighteen hundred and seventy-five;

Have been carefully compared with the originals and found correctly engrossed.

W. C. GRIMES, Chairman.

Mr. PRESIDENT: Your Standing Committee on Supplies and Expenditures have had J. G. McClinton's Bill No. 1 under consideration, and beg leave to report favorably on the same, with recommendation that it be paid.

A. J. BLAIR, Chairman.

Mr. PRESIDENT: Your Standing Committee on Claims have had Assembly Bill No. 35 under consideration, and beg leave to report favorably on the same, with recommendation that it do pass—An Act for the relief of H. A. Harville, late Assessor of Elko County, Nevada.

O. K. STAMPLEY, Chairman.

Mr. PRESIDENT: Your Standing Committee on Military and Indian Affairs have had under consideration Assembly Joint Resolution No. 10—Relative to Pyramid Lake Reservation—and recommend that the Senate concur in the same.

W. J. WESTERFIELD, Chairman.

Mr. PRESIDENT: Your Standing Committee on Ways and Means, to whom was referred the biennial report of the State Capitol Commissioners, beg leave to report that they have had the same under consideration, and offer the accompanying concurrent resolution, and recommend its adoption.

H. A. COMINS, Chairman.

Mr. PRESIDENT: Your Standing Committee on Ways and Means have had the report of the Clerk of the Supreme Court under consideration, and beg leave to report the same back, and recommend that it be ordered printed in the Appendix to the Senate Journal.

H. A. COMINS, Chairman.

REPORT OF SPECIAL COMMITTEE.

Mr. PRESIDENT: Your committee of conference, to whom was referred Assembly Joint and Concurrent Resolution No. 14, and Senate substitute for same, No. 11, would respectfully report that they have met a

like committee from the Assembly, and have agreed to recommend the adoption of Assembly Joint and Concurrent Resolution No. 14.

CASSIDY,
EDWARDS,
GARRARD,
Senate Committee.

M. A. SAWTELLE,
THOS. ROCKHILL,
F. E. MILLS,
Assembly Committee.

MOTIONS AND RESOLUTIONS.

By Mr. Blair:

Resolved, That the Controller of State is hereby instructed to draw his warrant on the State Legislative Fund, in favor of J. G. McClinton, for the sum of one hundred and thirty-four dollars and seventy cents (\$134 70), for copying reports of Superintendent of Public Instruction and Board of Directors of Orphans' Home into the Appendix to Senate Journal.

Adopted.

By Mr. Blair:

Resolved, That the Controller of State is hereby directed to draw his warrant on the State Legislative Fund, in favor of E. B. Dickinson, for the sum of four hundred and five dollars and sixty cents (\$405 60), for mileage, and sixty dollars (\$60) for stationery.

Adopted.

By Mr. Baker:

Resolved, That hereafter all bills introduced by any Senator be written on legal cap paper, with the pages and lines thereof properly numbered.

Adopted.

Senate Concurrent Resolution No. 18—Relative to report of State Capitol Commissioners.

Mr. Chubbuck moved the report of the State Capitol Commissioners be printed in the Appendix to the Senate Journal.

Carried.

Mr. King moved that the report of the Clerk of the Supreme Court be printed in the Appendix to the Senate Journal.

Carried.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 26, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate

Bill No. 26—Entitled an Act for the relief of Jacob Kline—which this day passed the Assembly by the following vote: Yeas, 33; nays, none.

Also, to transmit to your honorable body Assembly Bill No. 48—Entitled an Act entitled an Act authorizing District Judges to appoint Court Commissioners, defining their duties, and providing fees for the same—which passed the Assembly this day by the following vote: Yeas, 35; nays, 3.

Also, Assembly Joint Resolution No. 16—To annex part of Utah to the State of Nevada—which this day passed by the following vote: Yeas, 42; nays, none.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Stewart, by leave and without previous notice, introduced Senate Bill No. 63—An Act to prevent cruelty to women in the State of Nevada.

Read first time, rules were suspended, the bill read the second time by title, ordered printed, and referred to the Committee on Public Morals.

Messrs. Edwards and Garrard were granted leave of absence.

Mr. Westerfield introduced Senate Bill No. 64—An Act to amend an Act to provide revenue for the support of the State government of the State of Nevada.

Read first time, rules were suspended, the bill read the second time by title, ordered printed, and referred to Judiciary Committee.

Mr. Stampley, by leave and without previous notice, introduced Senate Bill No. 65—An Act to amend an Act entitled "An Act to prohibit sale of ardent spirits and firearms to Indians."

Read first time, rules were suspended, the bill read the second time by title, and referred to Judiciary Committee.

Assembly Joint Resolution No. 16—To annex part of Utah to the State of Nevada.

Read first time, rules were suspended, the bill read the second time by title, and referred to Committee on Federal Relations.

Assembly Bill No. 48—An Act authorizing District Judges to appoint Commissioners, and defining their duties, and providing fees for the same.

Read first time, rules were suspended, the bill read the second time by title, and referred to Judiciary Committee.

NOTICE.

Mr. Martin gives notice that he will, on some future day, introduce a bill for an Act to provide for the payment to Peter Cavanaugh for expenditures of money made by him for the completion of the State Capitol of Nevada.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 44 — To authorize the County Commissioners of Washoe County to issue bonds for the construction of a county bridge

across the Truckee River at Reno, in said county, and to provide for the payment of the same.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Farrell, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—23.

NAYS—None.

Senate Bill No. 49—An Act to amend an Act in relation to highways, approved March fifteenth, eighteen hundred and seventy-five.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Farrell, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—23.

NAYS—None.

On motion of Mr. Rickey, the Senate resolved itself into a Committee of the Whole.

Senator Rickey in the chair.

In time the committee rose and presented the following report:

Mr. PRESIDENT: Your Committee of the Whole have had under consideration Assembly Bill No. 35, and recommend its passage; also, Assembly Bill No. 20, as amended, and also Assembly Bill No. 29, and recommend they do pass.

IN SENATE.

Lieutenant Governor Adams in the chair.

Assembly Bill No. 35—An Act for the relief of H. A. Harville, late Assessor of Elko County, Nevada.

Bill read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Farrell, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—23.

NAYS—None.

Assembly Bill No. 20—An Act for the relief of the First Nevada Artillery Company.

Was referred to committee of one to make correction; duly performed, and reported accordingly. The bill read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Farrell, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—22.

NAYS—None.

Assembly Bill No. 29—An Act to abolish the office of State Mineralogist, and to provide for the care of the State Museum.

Bill read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Cassidy, Chubbuck, Comins, Creswell, Farrell, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, and Westerfield—15.

NAYS—Messrs. Blair, Boardman, Dickinson, Stampley, Stewart, Stone, and Wescoatt—7.

Assembly Joint Resolution No. 14—Concerning the Presidential contest.

Mr. Shepherd moved that the resolution be laid on the table.

Mr. Rickey objected to the motion, asserting it to be out of order.

The Chair decided the motion to be in order.

Mr. Rickey appealed from the decision of the Chair.

The Chair was sustained, and the motion of Mr. Shepherd to lay the resolution upon the table was carried.

Assembly Joint Resolution No. 10—Concerning Pyramid Lake Reservation.

Was read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Creswell, Dickinson, Farrell, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, Stewart, Stone, Wescoatt, and Westerfield—19.

NAYS—Messrs. Comins, Grimes, and Stampley—3.

Mr. Westerfield moved to adjourn.

Carried.

So, at one o'clock and eighteen minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—THIRTIETH DAY.

CARSON CITY, January 30, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Farrell, Grimes, King, Martin, McConnell,

Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westfield—21.

Absent—Messrs. Edwards, Garrard, Piper, and Wescoatt—4.

Prayer by the Chaplain, Rev. Josiah McClain.

Journal read and approved.

President reappointed Senator Dickinson on Committee of Claims, instead of Senator Edwards, at present unwell.

REPORTS OF STANDING COMMITTEES.

MR. PRESIDENT: Your Standing Committee on Engrossment beg leave to report that Senate Bill No. 42—An Act in relation to erection and maintenance of bridges—has been carefully compared with the original, and found correctly engrossed.

W. C. GRIMES, Chairman.

MR. PRESIDENT: Your Standing Committee on Judiciary, to whom was referred Assembly Bill No. 36—An Act to amend an Act entitled "An Act concerning crimes and punishments"—and beg leave to report that they have had the same under consideration, and report favorably on the same, as amended, and recommend that it do pass.

Also, Senate Bill No. 54—An Act to amend an Act entitled "An Act defining the time of commencing civil actions"—and beg leave to report that they have had the same under consideration, and report unfavorably, and recommend that it do not pass.

Also, Senate Bill No. 56—An Act to amend an Act entitled "An Act to regulate fees and compensations for official and other services in the State of Nevada"—and beg leave to report that they have had the same under consideration, and report the same back as amended without recommendation.

Also, Senate Bill No. 46—An Act supplementary to an Act entitled "An Act to regulate fees and compensations for official and other services in the State of Nevada"—and beg leave to report that they have had the same under consideration, and report it back, as amended, with the recommendation that it do not pass.

Also, Senate Bill No. 45—An Act to amend an Act entitled "An Act to provide for the maintenance and supervision of public schools"—and beg leave to report that they have had the same under consideration, and report it back favorably, with the recommendation that it do pass.

Also, Senate Bill No. 51—An Act to amend an Act entitled "An Act to regulate and make effective the power of the Governor, Justices of the Supreme Court, and Attorney General, to remit fines and forfeitures, commute punishments, and grant pardons after convictions," approved February [eighth], eighteen hundred and sixty-seven, approved February twentieth, eighteen hundred and seventy-five—and beg leave to report the same, as amended, without recommendation.

Also, Senate Bill No. 48—An Act to amend an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and to define their duties"—and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 60—An Act to amend an Act entitled "An Act to secure liens to mechanics and others, and repeal all other Acts in relation thereto"—and beg leave to report favorably on the same, as amended, and recommend that it do pass.

G. W. BAKER, Chairman.

Mr. PRESIDENT: Your Standing Committee on Enrollment beg leave to report that Senate Bill No. 30—An Act to amend an Act entitled "An Act to require foreign corporations to furnish evidence of their incorporation and corporate name," approved March third, eighteen hundred and sixty-nine;

Also, Senate Bill No. 26—An Act for the relief of Jacob Kline;

Also, Senate Bill No. 53—An Act to repeal an Act entitled "An Act to legalize certain contracts made by the Mayor and Board of Aldermen of the City of Virginia, Storey County, State of Nevada, and the Virginia and Gold Hill Water Company, of the same place, and for the issuance and sale of bonds for the payment of certain indebtedness thereby incurred;

Have been carefully compared with the engrossed copies thereof and found correctly enrolled, and have been this day delivered to the Governor for his approval.

WM. BOARDMAN, Chairman.

REPORT OF SELECT COMMITTEE.

Mr. PRESIDENT: Your committee of free conference, appointed to confer with a like committee appointed by the Assembly, on Senate Bill No. 23, beg leave to report that they have had the same under consideration, and have agreed upon a substitute, which was yesterday introduced in the Assembly, and recommend that the substitute do pass.

W. C. GRIMES,
H. A. COMINS,
W. J. WESTERFIELD,
Senate Committee.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, January 26, 1877. }

To the honorable the Senate:

I have this day approved, and deposited in the office of the Secretary of State, Senate Bill No. 5—An Act to provide for the payment of the indebtedness of White Pine County, known as the Hamilton debt.

L. R. BRADLEY, Governor.

Mr. Schultz moved that Senate Bill No. 46—Relative to fees and compensation of county officials—be made the special order for next Monday, February fifth, at one o'clock, and that the bill be ordered engrossed.

Carried.

MOTIONS AND RESOLUTIONS.

By Mr. Blair:

Resolved, That the Controller of State is hereby directed to draw his warrant on the State Legislative Fund, in favor of J. G. McClinton, for the sum of sixty (\$60) dollars, for amount of bill of Mrs. S. M. Mackin-

tosh, for copying the Governor's Message into the Appendix to the Senate Journal.

Adopted.

MESSAGE FROM ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 29, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Bill No. 15—Entitled an Act to provide for the payment of services of the clerk in State Library, for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six—which this day passed the Assembly by the following vote: Yeas, 42; nays, 3:

Also, Senate Bill No. 7—Entitled an Act to authorize the payment of certain claims against Storey County—which this day passed the Assembly by the following vote: Yeas, 41; nays, 1.

Also, Substitute for Senate Bill No. 23—Entitled an Act to amend an Act entitled "An Act to provide for the payment of the outstanding indebtedness of Churchill County," approved March fourth, eighteen hundred and seventy-one—which this day passed the Assembly by the following vote: Yeas, 46; nays, none.

Also, Senate Concurrent Resolution No. 17—In regard to printing the Adjutant General's report—which was this day adopted by the Assembly.

Also, to transmit to your honorable body Assembly Concurrent Resolution No. 19—Appointing a committee to prepare a salary bill—which was this day adopted by the Assembly.

Also, Senate Bill No. 50—Entitled an Act to amend an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and to define their duties and powers," approved March eighth, eighteen hundred and sixty-five—which this day passed the Assembly by the following vote: Yeas, 29; nays, 17.

Also, Assembly Bill No. 55—Entitled an Act to amend section two of an Act entitled an Act to amend sections five and seven of an Act of the Legislature of the State of Nevada, entitled "An Act to provide for constructing toll roads and bridges in the State of Nevada," approved March tenth, eighteen hundred and seventy-five—which this day passed the Assembly by the following vote: Yeas 44; nays, 2.

Also, Assembly Bill No. 61—Entitled an Act to amend an Act entitled "An Act to amend an Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one—which this day passed the Assembly by the following vote: Yeas, 45; nays, none.

Also, Assembly Bill No. 68—Entitled an Act to amend an Act entitled "An Act fixing the number of officers and employés of the Senate and Assembly, to define their duties and establish their pay," approved March seventh, eighteen hundred and seventy-three—which this day passed the Assembly by the following vote: Yeas, 44; nays, 1.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Farrell, by leave and without previous notice, introduced Senate Bill No. 66—An Act to amend an Act entitled “An Act to encourage the mining, milling, smelting, and other reduction of ores in the State of Nevada.”

Read first time, rules were suspended, the bill read second time by title, ordered printed, and referred to Committee on Mines and Mining.

Mr. Farrell, by leave and without previous notice, introduced Senate Bill No. 67—An Act to extend the time granted I. C. Bateman, his associates and assigns, the right and grant conferred under and by virtue of an Act entitled “An Act to supply the Town of Austin with water,” approved February sixteenth, eighteen hundred and sixty-four.

Bill read first time, rules were suspended, the bill read second time by title, considered engrossed, and placed on general file.

Mr. Grimes introduced Senate Bill No. 68—An Act to amend an Act entitled “An Act to regulate the settlement of estates of deceased persons,” approved November twenty-ninth, eighteen hundred and sixty-one.

Read first time, rules were suspended, the bill read second time by title, ordered printed, and referred to Judiciary Committee.

Mr. Dickinson, by leave and without previous notice, introduced Senate Bill No. 70—An Act for the relief of Frank F. Johnson.

Read first time, rules were suspended, the bill read second time by title, considered engrossed, and placed on general file.

Assembly Bill No. 68—To amend an Act entitled “An Act fixing the number of officers and employés of the Senate and Assembly, to define their duties, and establish their pay,” approved March seventh, eighteen hundred and seventy-[three].

Read first time, rules were suspended, the bill read second time by title, and referred to Committee on State Affairs.

Substitute for Senate Bill No. 23—Entitled an Act to amend an Act entitled “An Act to provide for the payment of the outstanding indebtedness of Churchill County,” approved March fourth, eighteen hundred and seventy-one.

Substitute adopted.

Assembly Concurrent Resolution No. 19—Relative to fixing the salaries of State officers.

Read and lost.

Mr. Grimes moved to reconsider the vote by which the resolution was lost.

Carried.

The question being on the passage of the resolution, Messrs. Comins, King, and McConnell called for the yeas and nays.

Roll called, and the resolution was concurred in by the following vote:

YEAS—Messrs. Baker, Boardman, Cassidy, Comins, Creswell, Dickinson, Farrell, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, Stewart, Stone, and Westerfield—18.

NAYS—Messrs. Blair, Chubbuck, and Stampel—3.

President appointed as committee on Assembly Concurrent Resolution No. 19, Messrs. Boardman and Stewart.

Assembly Bill No. 55—To amend section two of an Act entitled "An Act to amend sections five and seven of an Act of the Legislature of the State of Nevada entitled "An Act to provide for the construction of toll roads and bridges in the State of Nevada," approved March tenth, eighteen hundred and seventy-five.

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Roads and Bridges.

Assembly Bill No. 50—An Act relative to appointing County Commissioners, and defining their duties and powers.

Read the first time, rules were suspended, bill read second time by title, and placed on general file.

Assembly Bill No. 61—An Act to amend an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one.

Read first time, rules were suspended, read second time by title, and referred to Judiciary Committee.

Mr. Farrell moved that the Senate take a recess until one o'clock.

Lost.

GENERAL FILE AND THIRD READING OF BILLS.

Mr. Creswell moved to adjourn.

Lost.

Senate Bill No. 42—An Act in relation to erection and maintenance of bridges.

Read the third time, and on motion of Mr. Rickey was laid upon the table for one day.

President appointed Mr. Grimes on Committee on Elections, in place of Mr. Wescoatt.

Mr. Martin moved to adjourn.

Lost.

Mr. Comins moved for recess until one o'clock.

Lost.

Substitute for Senate Bill No. 23—To amend an Act entitled "An Act to provide for the outstanding indebtedness of Churchill County," approved March fourth, eighteen hundred and seventy-one.

Read third time, and passed by the following vote:

YEAS—Messrs. Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Farrell, Grimes, King, Martin, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—18.

NAYS—None.

Mr. Westerfield moved to adjourn.

Lost.

Mr. Rickey moved to take recess until one o'clock and thirty minutes.

Lost.

Senate Bill No. 54—An Act to amend an Act entitled "An Act defining the time of commencing civil actions," approved November twenty-first, eighteen hundred and sixty-one.

Ordered engrossed.

Mr. King moved to adjourn.

Lost.

Senate Bill No. 67 was, by unanimous consent, placed on its third read-

ing and final passage—An Act to extend the time granted to Isaac C. Bateman for supplying water to Austin.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Creswell, Dickinson, Farrell, Grimes, King, Martin, McConnell, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—19.

NAYS—Mr. Comins—1.

Mr. Westerfield moved to adjourn.

Lost.

Assembly Bill No. 36—An Act concerning crimes and punishments.

Mr. Westerfield moved to lay on the table for one day.

Lost.

On motion of Mr. Cassidy, the amendments reported by the Committee on Judiciary were adopted.

Bill read the third time.

On motion of Mr. McConnell, the bill was referred to a committee of one, with instructions to amend, by inserting the words "except dogs," after the word "annual," in section two.

Mr. McConnell was appointed as such committee, who made the amendment, and reported accordingly.

The roll being called, the bill was lost by the following vote:

YEAS—Messrs. Cassidy, Comins, Creswell, Dickinson, Farrell, McConnell, Rickey, Ross, Shepherd, Stewart, Stone, and Westerfield—12.

NAYS—Messrs. Baker, Blair, Boardman, Chubbuck, Grimes, King, Martin, Schultz, and Stampley—9.

Mr. Grimes gave notice that he would, on to-morrow, move a reconsideration of the vote just taken.

Senate Bill No. 56—To amend an Act entitled "An Act to regulate fees and compensation for official and other services in the State of Nevada," approved March sixth, eighteen hundred and seventy-five.

Ordered engrossed.

Senate Bill No. 60—An Act to amend an Act entitled "An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto."

Ordered engrossed.

Senate Bill No. 51—An Act to amend an Act to amend an Act entitled "An Act to regulate and make effectual the power of the Governor, Justices of the Supreme Court, and Attorney General, to remit fines and forfeitures, commute punishments, and grant pardons after convictions," approved February eighth, eighteen hundred and sixty-seven, approved February twentieth, eighteen hundred and seventy-five.

Ordered engrossed.

Senate Bill No. 45—An Act to amend an Act entitled "An Act to provide for the maintenance and supervision of public schools," approved March twentieth, eighteen hundred and sixty-five, as amended March eighth, eighteen hundred and sixty-seven.

Ordered engrossed.

Senate Bill No. 48—An Act to amend an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and to define their duties and powers," approved March eighth, eighteen hundred and sixty-five.

Ordered engrossed.

Mr. Rickey moved to adjourn.

Carried.

So, at one o'clock and twenty-five minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—THIRTY-FIRST DAY.

CARSON CITY, January 31, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Farrell, King, Piper, Rickey, Ross, Shepherd, Stampley, Stewart, and Westerfield—17.

Absent—Messrs. Edwards, Garrard, Grimes, Martin, McConnell, Schultz, Stone, and Wescoatt—8.

Prayer by the Chaplain, Rev. Josiah McClain.

Journal read and approved.

Leave was granted Mr. Garrard for his absence.

Leave was granted Mr. Stone for his absence.

Leave of absence was also granted the Senators comprising the Committee on Elections, who were at this time engaged with committee duty.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Standing Committee on Engrossment beg leave to report that Senate Bill No. 45—An Act to amend an Act entitled "An Act to provide for the maintenance and supervision of public schools," approved March twentieth, eighteen hundred and sixty-five, as amended March eighth, eighteen hundred and sixty-seven;

Also, Senate Bill No. 46—An Act supplementary to an Act entitled "An Act to regulate fees and compensation for official and other services in the State of Nevada," approved March ninth, eighteen hundred and sixty five;

Also, Senate Bill No. 54—An Act to amend an Act entitled "An Act defining the time of commencing civil actions," approved November twenty-first, eighteen hundred and sixty-one;

Have been carefully compared with the originals, and found correctly engrossed.

W. R. KING, of the Committee.

Mr. PRESIDENT: Your Standing Committee on Judiciary, to whom was referred Assembly Bill No. 59—An Act to remove from Louis Cook certain legal disabilities—beg leave to report that they have had the same under consideration, and report it back without recommendation.

Also, Assembly Bill No. 45—An Act to amend an Act entitled “An Act to provide for the publication and distribution of Nevada Reports”—and beg leave to report that they have had the same under consideration, and recommend that it do pass.

Also, Assembly Bill No. 68—An Act to amend an Act entitled “An Act fixing the number of officers and employés of the Senate and Assembly, to define their duties, and establish their pay”—and beg leave to report that they have had the same under consideration, and recommend that it do pass.

Also, Assembly Bill No. 61—An Act entitled an Act to amend “An Act concerning crimes and punishments”—and beg leave to report that they have had the same under consideration, and recommend that it do pass.

Also, Senate Bill No. 64—An Act to amend an Act to provide revenue for the support of the State Government of the State of Nevada—and beg leave to report that they have had the same under consideration, and report it back without recommendation.

Also, Senate Bill No. 65—An Act to amend an Act entitled “An Act to prohibit the sale of ardent spirits, firearms, or ammunition, to the Indians”—and beg leave to report that they have had the same under consideration, and recommend that it do pass.

GEO. W. BAKER, Chairman.

Mr. PRESIDENT: Your Standing Committee on Public Morals have had under consideration Senate Bill No. 63—Entitled “An Act to prevent cruelty to women in the State of Nevada”—and beg leave to report the same back to the Senate without recommendation.

JOHN PIPER, Chairman.

Mr. PRESIDENT: Your Standing Committee on Enrollment beg leave to report that Senate Concurrent Resolution No. 14—In regard to printing report of Commissioners of Indigent Insane;

Also, Senate Concurrent Resolution No. 15—Regarding printing the biennial report of Secretary of State;

Have been carefully compared with the engrossed copies thereof and found correctly enrolled, and have been this day delivered to the Secretary of State.

W. M. BOARDMAN, Chairman.

MESSAGES FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, January 29, 1877. }

To the honorable the Senate:

I herewith transmit the report of the Board of Directors of the State Library for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six.

L. R. BRADLEY, Governor.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
 CARSON CITY, January 30, 1877. }

To the honorable the Senate:

I have this day approved, and deposited in the office of the Secretary of State, Senate Bill No. 53—An Act to repeal an Act entitled “An Act to legalize certain contracts made by the Mayor and Board of Aldermen of the City of Virginia, Storey County, State of Nevada, and the Virginia and Gold Hill Water Company, of the same place, and for the issuance and sale of bonds for the payment of certain indebtedness thereby incurred,” approved January nineteenth, eighteen hundred and seventy-seven.

Also, Senate Bill No. 26—“An Act for the relief of Jacob Kline.”

Also, Senate Bill No. 30—An Act to amend an Act entitled “An Act to require foreign corporations to furnish evidence of their incorporation and corporate name,” approved March third, eighteen hundred and sixty-nine.

I have also deposited in the office of the Secretary of State, Senate Bill No. 22—“An Act to admit to probate a certain paper purporting to be the last will and testament of Rufus Adams”—without my signature, but which has become a law by expiration of the term required by the Constitution for a bill to become a law without the approval of the Governor.

L. R. BRADLEY, Governor.

MOTIONS AND RESOLUTIONS.

Mr. Comins moved that Concurrent Resolution proposing the change of dates of fiscal year, and Concurrent Resolution proposing change of date of the convening of the Legislature, be made the special order for to-morrow, at twelve o'clock M.

Carried.

Mr. Cassidy moved that the Committee on Elections be empowered to administer oaths, and to send for papers and persons.

Carried.

Mr. King moved that the vote by which Assembly Bill No. 36 was lost, be reconsidered.

Carried.

NOTICES.

Mr. Stewart gives notice that he will, on some future day, introduce a bill for an Act for the maintenance and education of the infant children of dissolute and improvident parents and guardians in this State.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Ross, by leave and without previous notice, introduced Senate Bill No. 71—An Act to provide for the completion of the State Prison.

Bill read first time, rules were suspended, bill read the second time by title, ordered printed, and referred to Committee on Ways and Means.

Mr. Westerfield, by leave and without previous notice, introduced Senate Bill No. 72—An Act to authorize and require the payment of rewards in certain cases.

Read first time, rules were suspended, the bill read second time by title, and referred to Judiciary Committee.

Mr. Piper, by leave and without previous notice, introduced Senate Bill No. 73—An Act to repeal an Act entitled "An Act to regulate the Fire Department of the City of Virginia," approved February twentieth, eighteen hundred and sixty-four, and concerning the abolishment of said department.

Read first time, rules were suspended, bill read second time by title, and referred to Storey County delegation.

Mr. King, by leave and without previous notice, introduced Senate Bill No. 74—An Act to declare a certain road a public highway.

Read first time, rules were suspended, the bill read second time by title, considered engrossed, and placed on general file.

Mr. Boardman, by leave and without previous notice, introduced Senate Bill No. 75—An Act to admit to probate a certain paper, purporting to be the last will and testament of Thos. Sheehan, deceased.

Bill read first time, rules were suspended, and read second time by title, and referred to Committee on State Affairs.

Mr. Rickey, by leave and without previous notice, introduced Senate Bill No. 76—An Act to require persons slaughtering horned cattle to keep the hide and head ten days, and punishing a failure so to do.

Read first time, rules were suspended, the bill read second time by title, rules further suspended, considered engrossed, and placed upon its third reading, and the bill was read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, King, Piper, Rickey, Ross, Shepherd, Stampley, Stewart, and Westerfield—16.

NAYS—None.

Mr. Baker moved that Assembly Bill No. 68 be rereferred to Committee on Judiciary.

Carried.

Mr. Rickey moved that the report of the Directors of State Library be referred to Committee on State Affairs.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Mr. Dickinson moved to take one hour's recess, at the hour of twelve o'clock and five minutes.

Carried.

Senate called to order at one o'clock and five minutes.

Roll called.

Present—Messrs. Baker, Chubbuck, Comins, Dickinson, King, Piper, Rickey, Ross, Shepherd, Stampley, and Stewart—11.

Absent—Messrs. Blair, Boardman, Cassidy, Chubbuck, Creswell, Martin, Schultz, Stampley, and Westerfield—9.

No quorum.

Mr. Baker moved a call of the House.

Carried.

Sergeant-at-Arms instructed by the President to bring to the gate of the Senate Messrs. Cassidy, Westerfield, and Boardman, the three absent Senators without leave.

The Sergeant-at-Arms, after a short absence, returned with the absentees, who were admitted within the bar and to their seats, after a light reproof from the President.

Mr. King moved that further proceedings under the call of the House be dispensed with.

Carried.

Senate Bill No. 45—An Act to amend an Act entitled "An Act to provide for the maintenance and supervision of public schools," approved March twentieth, eighteen hundred and sixty-five, as amended March eighth, eighteen hundred and sixty-seven.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, King, Piper, Rickey, Ross, Shepherd, Stampley, Stewart, and Westerfield—16.

NAYS—None.

Senate Bill No. 54—An Act to amend an Act entitled "An Act defining the time of commencing civil actions," approved November twenty-first, eighteen hundred and sixty-one.

Bill read the third time, and laid upon the table for two days.

Mr. Shepherd moved, out of order, that Substitute for Assembly Concurrent Resolution No. 3 be taken from the table for consideration.

Carried.

Substitute for Assembly Concurrent Resolution No. 3—That a committee of three be appointed to visit the State University at Elko.

Mr. Baker moved to concur.

Carried.

Senate Bill No. 74—An Act to declare a certain road a public highway—by unanimous consent was placed on its third reading and final passage.

Bill read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, King, Piper, Rickey, Ross, Shepherd, Stampley, Stewart, and Westerfield—16.

NAYS—None.

Senate Bill No. 70—An Act for the relief of Frank F. Johnson.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, King, Piper, Rickey, Ross, Shepherd, Stampley, and Stewart—15.

NAYS—None.

Assembly Bill No. 36.

Mr. Rickey moved that the bill be recommitted to the Committee on Judiciary for amendment.

Carried.

Assembly Bill No. 45—An Act to amend an Act entitled "An Act to provide for the publication and distribution of Nevada Reports," approved February twentieth, eighteen hundred and seventy-five.

Bill read third time, and lost by the following vote:

YEAS—Messrs. Blair, Cassidy, Dickinson, Shepherd, Stampley, and Stewart—6.

NAYS—Messrs. Boardman, Comins, King, Piper, Rickey, Ross, and Westerfield—7.

Mr. Boardman gave notice that he would, on to-morrow, move for a reconsideration of the vote by which Assembly Bill No. 45 was lost.

Assembly Bill No. 50—An Act to amend an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and to define their duties and powers," approved March eighth, eighteen hundred and sixty-five.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubuck, Comins, Creswell, Dickinson, Piper, Rickey, Shepherd, Stampley, Stewart, and Westerfield—14.

NAYS—Messrs. King and Ross—2.

Assembly Bill No. 61—An Act entitled an Act to amend "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one.

Mr. Rickey moved to strike out the words in the title "Entitled an Act."

Carried.

The bill was read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubuck, Creswell, Dickinson, King, Piper, Rickey, Ross, Shepherd, Stampley, Stewart, and Westerfield—15.

NAYS—Mr. Comins—1.

Senate Bill No. 59—An Act to remove from Louis Cook certain disabilities.

Was ordered engrossed.

Senate Bill No. 63—An Act to prevent cruelty to women in the State of Nevada.

Was ordered engrossed.

Senate Bill No. 64—An Act to amend an Act to provide for the support of the State government of the State of Nevada, approved March ninth, eighteen hundred and sixty-five.

Was ordered engrossed.

Senate Bill No. 65—An Act to prohibit [the sale of] ardent spirits, fire-arms, or ammunition to Indians, approved December seventeenth, eighteen hundred and sixty-two.

Was ordered engrossed.

UNFINISHED BUSINESS.

MESSAGE FROM THE SECRETARY OF STATE.

STATE OF NEVADA, OFFICE OF SECRETARY OF STATE, }
CARSON CITY, January 31, 1877. }

To the honorable the Senate:

I have the honor to transmit herewith the following claims against

the State, with the action of the Board of Examiners thereon, to wit:

Claim of A. W. Pray.....	\$706 31
Claim of E. B. Rail.....	1,625 87
Claim of A. B. Dreisbach.....	314 19

Very respectfully,

J. D. MINOR,
Secretary of Board of Examiners.

These claims were referred to Committee on Claims.

Mr. Baker moved to adjourn.

Carried.

So, at two o'clock and twenty minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—THIRTY-SECOND DAY.

CARSON CITY, February 1, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Farrell, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westfield—22.

Absent—Messrs. Edwards, Garrard, and Wescoatt—3.

Prayer by the Chaplain, Rev. Josiah McClain.

Journal read and approved.

The President appointed Senator Blair, on the part of the Senate, as a member of the joint committee of the Senate and Assembly to visit the State University at Elko.

Mr. Baker, by leave, introduced the following resolutions out of regular order:

WHEREAS, Senator Garrard, a member of this body, has been visited by an allwise Providence with a sad and irreparable loss in the death

of his only son; and whereas, the members of this body desire to extend to the afflicted family their most heartfelt sympathy and condolence in their sad and solemn bereavement; therefore, be it

Resolved, That the Senate do now adjourn until to-morrow, at eleven o'clock, as a mark of respect for the stricken family; and be it further

Resolved, That the members on this floor be requested to attend the funeral of Senator Garrard's son in a body.

On motion of Mr. King, the resolutions were adopted.

So, at eleven o'clock and twenty minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—THIRTY-THIRD DAY.

CARSON CITY, February 2, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Collins, Creswell, Dickinson, Farrell, Grimes, King, McConnell, Piper, Ross, Shepherd, Stampley, Stone, and Westerfield—19.

Absent—Messrs. Edwards, Garrard, Martin, Rickey, Schultz, and Westcott—6.

Prayer by the Chaplain, Rev. Josiah McClain.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

MR. PRESIDENT: Your Standing Committee on Elections, to whom was referred the Elko County contested election case of Gabriel Cohn versus Thomas N. Stone, beg leave to report that they have had the same under consideration, and have agreed to report the whole subject matter back to the Senate without prejudice.

M. J. FARRELL, Chairman.

Mr. Farrell moved that the report of the Committee on Elections in the contested case of Gabriel Cohn vs. Thos. N. Stone, be made the special order for Thursday next, at eleven o'clock and thirty minutes.

Carried.

Mr. PRESIDENT: Your Standing Committee on Enrollment beg leave to report that Senate Bill No 15—An Act to provide for the payment of services of the clerk in State Library, for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six;

Also, Senate Bill No. 7—An Act to authorize the payment of certain claims against Storey County;

Also, Senate Concurrent Resolution No. 17—In regard to printing Adjutant General's report, and Substitute for Senate Bill No. 23;

Have been carefully compared with the engrossed copies thereof, and found correctly enrolled, and have been this day delivered to the Governor for his approval, and in the hands of the Secretary of State.

W. M. BOARDMAN, Chairman.

Mr. PRESIDENT: Your Standing Committee on Supplies and Expenditures have had Sergeant-at-Arms' Bill No. 4 under consideration, and beg leave to report favorably on the same, with recommendation that it be paid.

A. J. BLAIR, Chairman.

Mr. PRESIDENT: Your Standing Committee on Federal Relations have had Assembly Joint Resolution No. 16 under consideration, and beg leave to report favorably on the same, with the recommendation that it be concurred in by the Senate.

W. F. STEWART, Chairman.

Mr. PRESIDENT: Your Committee on Ways and Means have had Assembly Bill No. 58—An Act to amend an Act entitled "An Act prescribing an additional penalty for non-payment of taxes in certain cases after suit"—under consideration, and beg leave to report unfavorably on the same, with the recommendation that it do not pass.

H. A. COMINS, Chairman.

Mr. PRESIDENT: Your Standing Committee on Public Morals, to whom was referred Senate Bill No. 40—Entitled an Act to amend section three of an Act entitled "An Act to amend an Act to restrict gaming," passed March fourth, eighteen hundred and sixty-nine, and all Acts amendatory thereof, approved March fourth, eighteen hundred and seventy-five—have had the same under consideration, and respectfully recommend the rejection of the same, and the passage of a substitute bill, entitled an Act to amend an Act entitled an Act to amend "An Act to restrict gaming," passed March fourth, eighteen hundred and sixty-nine, approved March fourth, eighteen hundred and seventy-five, which is herewith submitted.

Respectfully,

JOHN PIPER, Chairman.

Mr. PRESIDENT: Your Standing Committee on Public Morals, to whom was referred Assembly Bill No. 22—An Act to regulate the sale or disposal of opium, and to prohibit the keeping of places of resort for smoking or otherwise using that drug;

Also, Assembly Bill No. 43—An Act to prohibit certain advertisements tending to promote licentiousness and crime;

Have had the same under consideration, have come to a favorable conclusion thereon, and beg leave to report them back to the Senate, without amendment, and recommend their passage.

Respectfully submitted.

JOHN PIPER, Chairman.

Mr. PRESIDENT: Your Committee on Roads and Bridges have had under consideration Assembly Bill No. 55—An Act to amend section two of an Act entitled "An Act to amend sections five and seven of an Act of the Legislature of the State of Nevada, entitled an Act to provide for constructing toll roads and bridges in the State of Nevada," approved March tenth, eighteen hundred and seventy-five—and recommend its passage, as amended.

CHAS. McCONNELL, Chairman.

Mr. PRESIDENT: Your Standing Committee on Engrossment beg leave to report that Senate Bill No. 48—An Act to amend an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and to define their duties and powers," approved March eighth, eighteen hundred and sixty-five;

Also, Senate Bill No. 51—An Act to amend an Act entitled "An Act to amend an Act entitled an Act to regulate and make effectual the power of the Governor, Justices of Supreme Court, and Attorney General, to remit fines and forfeitures, commute punishments, and grant pardons after conviction," approved February eighth, eighteen hundred and sixty-seven, approved February twenty-eighth, eighteen hundred and seventy-five;

Also, Senate Bill No. 56—An Act to amend an Act amendatory of an Act entitled "An Act to regulate fees and compensation for official and other services in the State of Nevada," approved March ninth, eighteen hundred and sixty-five, approved March sixth, eighteen hundred and seventy-five;

Also, Senate Bill No. 60—An Act to amend an Act entitled "An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto," approved March second, eighteen hundred and seventy-five;

Have been carefully compared with the originals, and found correctly engrossed.

W. C. GRIMES, Chairman.

REPORT OF SELECT COMMITTEE.

Mr. PRESIDENT: Your select committee of one from each county, to whom was referred Senate Bills Nos. — and —An Act to redistrict the State of Nevada—beg leave to report that they have had the said bills under consideration, and report back a substitute bill, with a recommendation that it do pass.

G. W. BAKER, Chairman.

MOTIONS AND RESOLUTIONS.

Mr. Ross moved that Senate Bill No. 42 be placed on general file.
Carried.

By Mr. Dickinson:

Resolved, That the Committee on Claims of this Senate be and it is hereby authorized and empowered to administer oaths, and send for persons and papers, in its discretion, pending the examination of all matters submitted to it.

Adopted.

Mr. Baker moved that Senate Bill No. 37—the special order of this day at twelve o'clock—be deferred, and made the special order for Friday next, at twelve o'clock.

Carried.

Leave for the absence of Messrs. Schultz, Garrard, and Martin, was granted.

By Mr. Blair:

Resolved, That the Controller of State is hereby directed to draw his warrant on the State Legislative Fund, in favor of the Sergeant-at-Arms, for three hundred and sixty-nine and fifty one hundredths (\$369 50) dollars for supplies furnished the Senate Chamber.

Adopted.

Mr. Boardman moved that the vote by which Assembly Bill No. 45 was lost, be reconsidered.

Carried.

Mr. Baker moved that Assembly Bill No. 45 be made the special order for Friday next, at twelve o'clock.

Carried.

MESSAGES FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 31, 1877. }

To the honorable the Senate:

I have the honor to notify your honorable body that Messrs. Moore of Elko, Baily, and Nichols were this day appointed a committee on the part of the Assembly, to act with a committee on the part of the Senate, to report a bill fixing the salaries of State officials, in accordance with Assembly Concurrent Resolution No. 19.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, February 1, 1877. }

To the honorable the Senate:

I have the honor to inform your honorable body, that in compliance with the terms of Substitute Assembly Concurrent Resolution No. 3, appointing a committee to visit and [report] upon the State University at

Elko, Messrs. Mills and Hammand were appointed upon such committee, this day, on the part of the Assembly.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
[CARSON CITY, February 1, 1877.] }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Assembly Bill No. 61—Entitled an Act entitled an Act to amend an Act concerning crimes and punishments, approved November twenty-sixth, eighteen hundred and sixty-one—the Assembly having refused to concur in the amendment to title of the Senate.

Also, to transmit Assembly Bill No. 81—Entitled an Act to punish the willful and fraudulent mismarking or misbranding of stock, and the fraudulent killing of stock running at large, and the cutting out or obliterating the brand on any animal, and the selling or buying any hide, or carcass, or animal, the brand on which has been cut out or obliterated—which this day passed the Assembly by the following vote: Yeas, 48; nays, none.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, January 31, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Bill No. 47—Entitled an Act to provide for the payment of the accounts of persons employed by the Governor to bring back fugitives from justice—which was this day lost in the Assembly by the following vote: Yeas, 2; nays, 26

Also, Senate Bill No. 24—Entitled an Act to amend an Act entitled “An Act providing for the election of County Assessors in the several counties of this State, and defining their duties,” approved March ninth, eighteen hundred and sixty-five—which was this day lost in the Assembly by the following vote: Yeas, none; nays, 39.

Also, Senate Concurrent Resolution No. 18—Relative to printing report of Capitol Commissioners—which was this day read in the Assembly, and adopted.

Also, to transmit Assembly Concurrent Resolution No. 20—Granting additional time to the Deaf and Dumb and Insane Asylum Committee to report—which was this day read in the Assembly, and adopted.

Also, Assembly Bill No. 40—Entitled an Act to preserve wild game, and to repeal all other Acts in relation thereto—which this day passed the Assembly by the following vote: Yeas, 39; nays, none.

Also, Assembly Bill No. 75—Entitled an Act supplementary to an Act entitled “An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto,” approved March second, eighteen

hundred and seventy-five—which this day passed the Assembly by the following vote; Yeas, 35; nays, 1.

Also, Assembly Bill No. 72—Entitled an Act making appropriations for the deficiencies in the eleventh and twelfth fiscal years, and accompanying vouchers—which this day passed the Assembly by the following vote: Yeas, 35; nays, none.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Stewart introduced Senate Bill No. 79—An Act amendatory of and supplementary to an Act entitled “An Act to establish the State University, and to provide for the control and maintenance of the same,” approved March seventh, eighteen hundred and seventy-three.

Read first time, rules were suspended, the bill read the second time by title, ordered printed, and referred to Committee on Education.

Mr. King introduced Senate Bill No. 80—An Act to reapportion the Senators and members of the Assembly in the several counties in this State.

Read the first time, rules were suspended, the bill read second time by title, ordered printed, and referred to a special committee of one Senator from each county.

Assembly Bill No. 40—An Act to preserve wild game, and to repeal all other Acts in relation thereto.

Read for the first time, rules were suspended, the bill read second time by title, and referred to Committee on Agriculture.

Assembly Bill No. 75—An Act supplementary to an Act entitled “An Act to secure liens to mechanics and others, and to repeal all [other] Acts in relation thereto,” approved March second, eighteen hundred and seventy-five.

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Mines and Mining.

Assembly Bill No. 81—An Act to punish the fraudulent mismarking of stock.

Read first time, rules were suspended, the bill read the second time by title, and referred to Committee on Agriculture.

Assembly Bill No. 73—An Act making appropriations for deficiencies in the eleventh and twelfth fiscal years.

Read first time, rules were suspended, the bill read second time by title, and referred to Committee of the Whole.

Assembly Concurrent Resolution No. 20—Granting additional time for the Deaf and Dumb and the Insane Asylum Committee to report.

Concurred [in]

Mr. Cassidy moved for a recess of one hour, at twelve o'clock and six minutes.

Carried.

Senate met at one o'clock and six minutes.

Lieutenant Governor Adams in the chair.

Roll called.

Present — Messrs. Blair, Boardman, Chubbuck, Comins, Creswell, Dickinson, Farrell, King, Piper, Stewart, and Westerfield—11.

No quorum.

Mr. King moved a call of the House.

Carried.

Immediately thereupon the absent Senators began presenting themselves, and further proceedings under the call were dispensed with.

Temporary leave of absence was granted to Senators Shepherd, Cassidy, and Baker.

Mr. Comins introduced, out of order, Senate Bill No. 81—An Act to provide for the payment to Peter Cavanaugh for expenditure of money [made] by him for the completion of the State Capitol.

Read first time, rules were suspended, the bill read second time by title, ordered printed, and referred to Committee on Claims.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 42—An Act in relation to erection and maintenance of bridges.

Read third time, and was lost by the following vote:

YEAS—Messrs. Blair, Boardman, Comins, Dickinson, King, Piper, Ross, Stampley, Stewart, Stone, and Westerfield—11.

NAYS—Messrs. Chubbuck, Creswell, Farrell, and Grimes—4.

Mr. Ross gave notice that he would, on to-morrow, move a reconsideration of the vote just taken, by which Senate Bill No. 42 was lost.

Senate Bill No. 48—An Act to amend an Act entitled “An Act to create a Board of County Commissioners in the several counties of this State, and to define their duties and powers,” approved March eighth, eighteen hundred and sixty-five.

Was laid upon the table for one day.

Senate Bill No. 51—An Act to amend an Act entitled “An Act to regulate and make effectual the power of the Governor, Justices of the Supreme Court, and Attorney General, to remit fines and forfeitures, commute punishments, and grant pardons after convictions,” approved February eighth, eighteen hundred and sixty-seven, approved February twentieth, eighteen hundred and seventy-five.

Was laid upon the table for one day.

Senate Bill No. 56—An Act to amend an Act entitled “An Act to regulate fees and compensation for official and other services in the State of Nevada,” approved March ninth, eighteen hundred and sixty-five, approved March sixth, eighteen hundred and seventy-five.

Was laid on the table for one day.

Senate Bill No. 60—An Act to amend an Act entitled “An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto,” approved March second, eighteen hundred and seventy-five.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Farrell, Grimes, King, McConnell, Piper, Ross, Shepherd, Stampley, Stewart, and Westerfield—17.

NAYS—None.

Senate Bill No. 77—Substitute for Senate Bill No. 40—An Act to restrict gaming.

Substitute adopted, and ordered engrossed.

Senate Bill No. 78—Substitute for Senate Bills Nos. 4, 14, and 18—An Act redistricting the State of Nevada.

Substitute adopted, ordered engrossed and printed.

The vote by which the substitute was adopted, ordered engrossed and printed, was reconsidered, and the bill committed to the delegations of Washoe, Ormsby, and Douglas Counties for amendments.

Assembly Joint Resolution No. 16—To annex a part of Utah to the State of Nevada.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Chubbuck, Comins, Creswell, Dickinson, Farrell, King, McConnell, Piper, Ross, Shepherd, Stampley, Stewart, Stone, and Westerfield—17.

NAYS—Mr. Grimes—1.

Assembly Bill No. 20—An Act to regulate the sale and disposal of opium, and to prohibit the keeping of places of resort for smoking or otherwise using that drug.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Farrell, Grimes, King, McConnell, Piper, Ross, Shepherd, Stampley, Stewart, Stone, and Westerfield—19.

NAYS—None.

Assembly Bill No. 43—An Act to prohibit certain advertisements tending to promote licentiousness and crime.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Farrell, Grimes, King, McConnell, Piper, Ross, Shepherd, Stampley, Stewart, Stone, and Westerfield—19.

NAYS—None.

Assembly Bill No. 55—An Act to amend section two of an Act entitled "An Act to amend sections five and seven of an Act of the Legislature of the State of Nevada, entitled an Act to provide for constructing toll roads and bridges in the State of Nevada," approved March tenth, eighteen hundred and seventy-five.

The amendments, as recommended by the Committee on Roads and Bridges, were adopted.

The bill read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Cassidy, Chubbuck, Comins, Grimes, King, McConnell, Piper, Ross, Shepherd, Stampley, Stewart, Stone, and Westerfield—14.

NAYS—Messrs. Blair, Boardman, Dickinson, and Farrell—4.

Assembly Bill No. 58—An Act to amend an Act entitled "An Act prescribing an additional penalty for non-payment of taxes in certain cases after suit."

Mr. Baker moved to lay the bill upon the table.

Lost.

Bill read the third time, and, on motion of Mr. Comins, it was indefinitely postponed.

Assembly Bill No. 61—An Act entitled "An Act to amend an Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one—was returned from the Assembly with the refusal to concur in an amendment made by the Senate, and which amendment the Senate refused to recede from, and, on motion of Mr. Creswell, a committee of conference, consisting of one, was appointed in reference thereto.

The President appointed Mr. Rickey as that committee of one.

By Mr. Blair:

Resolved, That the Secretary of the Senate is hereby directed to furnish the committee appointed to visit and report on the affairs of the State University at Elko, with a copy of the joint resolutions in relation to the State University.

Adopted.

Mr. King moved to adjourn.

Carried.

So, at three o'clock and thirty-five minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—THIRTY-FOURTH DAY.

CARSON CITY, February 3, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Farrell, Garrard, King, McConnell, Piper, Ross, Shepherd, Stampley, Stewart, Stone, and Westerfield—19.

Absent—Messrs. Grimes, Martin, Rickey, Edwards, Schultz, and Wescoatt—6.

Prayer by the Chaplain, Rev. Josiah McClain.

Journal read and approved.

Messrs. Rickey, Martin, Grimes, and Schultz were granted leave of absence.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Standing Committee on Judiciary have had under consideration Assembly Bill No. 68—An Act to amend an Act entitled “An Act fixing the number of officers and employés of the Senate and Assembly, to define their duties, and establish their pay”—and beg leave to report unfavorably on the same, and recommend that it do not pass.

Also, Assembly Bill No. 48—An Act entitled an Act authorizing District Judges to appoint Court Commissioners, defining their duties, and providing fees for the same—and beg leave to report favorably on the same, as amended, and recommend that it do pass.

Also, Senate Bill No. 68—An Act to amend an Act entitled “An Act to regulate the settlement of the estates of deceased persons”—and beg leave to report favorably on the same, and recommend that it do pass.

Also, Senate Bill No. 58—An Act to amend an Act entitled “An Act to regulate the [settlement of the] estates of deceased persons”—and beg leave to report favorably on the same, with the recommendation that it do pass.

G. W. BAKER, Chairman.

Mr. PRESIDENT: Your Standing Committee on Supplies and Expenditures have had Sergeant-at-Arms Bill No. 5 under consideration, and beg leave to report favorably on the same, with recommendation that it be paid.

A. J. BLAIR, Chairman.

Mr. PRESIDENT: Your Standing Committee on Engrossment beg leave to report that Senate Bill No. 59—An Act to remove from Lewis Cook certain legal disabilities;

Also, Senate Bill No. 65—An Act to amend an Act entitled “An Act to prohibit the sale of ardent spirits, firearms, or ammunition to the Indians,” approved December seventeenth, eighteen hundred and sixty-two;

Have been carefully compared with the originals, and found correctly engrossed.

W. R. KING, Chairman.

Mr. PRESIDENT: Your Standing Committee, on Claims have had the claim of Z. S. Eldridge, for services in making out the report of the Warden of the State Prison for the years eighteen hundred and seventy-three and eighteen hundred and seventy-four, under consideration, and find that the said Eldridge was employed by the State Prison Commissioners, and is entitled to remuneration, and have directed their Chairman to introduce a bill for the amount of two hundred and twenty-five dollars for the payment of the same.

O. K. STAMPLEY, Chairman.

REPORT OF SELECT COMMITTEE.

Mr. PRESIDENT: Your select committee of one from each county, to whom was referred Assembly Substitute Bill No. 6—An Act to amend

an Act to provide revenue for the support of the government of the State of Nevada—beg leave to report that they have had the same under consideration, and return the same with a recommendation that it do pass.

G. W. BAKER, Chairman.

Mr. PRESIDENT: Your select committee, consisting of Storey County delegation, to whom was referred Senate Bill No. 61—Entitled an Act to authorize the Mayor and Board of Aldermen of the City of Virginia to pay the claim of William Cook—beg leave to report that they have had the same under consideration, and recommend its passage as amended.

S. W. CHUBBUCK, of the Committee.

MOTIONS AND RESOLUTIONS.

Mr. Ross moved that the vote by which Senate Bill No. 42 was lost, be reconsidered.

Carried.

Mr. Baker moved that the vote by which Senate Bill No. 55 was referred to Committee on Judiciary, be reconsidered.

Carried.

Senate Bill No. 55 was referred to Committee on Claims.

Mr. Cassidy, at the request of a member of the Assembly, moved that the evidence now in possession of the Senate Prison Committee be transmitted to the Assembly.

Carried.

By Mr. Blair:

Resolved, That the Controller of State is hereby directed to draw his warrant on the State Legislative Fund in favor of the Sergeant-at-Arms, for the sum of three hundred and fifty-six and eighty-seven one hundredths (\$356 87) dollars for rent of committee rooms, and gas for the Senate Chamber up to February first, eighteen hundred and seventy-seven.

Adopted.

By Mr. Farrell:

Resolved, That the members of the third House have the use of the Senate Chamber on Tuesday evening next.

Adopted.

By Mr. Comins:

Resolved, That the use of the Senate Chamber for this evening be granted to the Mexican War Veterans.

Adopted.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
 CARSON CITY, February 2, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Bill No. 44—Entitled an Act to authorize the County Commissioners of Washoe County to issue bonds for the construction of a county bridge across the Truckee River at Reno, in said county, and to provide for the payment of the same—which this day passed the Assembly by the following vote: Yeas, 45; nays, none.

Also, to transmit Assembly Bill No. 49—Entitled an Act to amend an Act amendatory of and supplementary to an Act entitled “An Act defining the time of commencing civil actions,” approved November twenty-first, eighteen hundred and sixty-one, and to repeal Acts amendatory of said Acts, approved March fifth, eighteen hundred and sixty-seven—which yesterday passed the Assembly by the following vote: Yeas, 29; nays, 18; and which vote the Assembly this day refused to reconsider.

Also, Assembly Bill No. 76—Entitled an Act to amend an Act to enforce the payment of two (2) per cent of the net proceeds of all toll roads and bridges, as provided by law, to the General School Fund of this State, approved March thirteenth, eighteen hundred and sixty-seven—which this day passed the Assembly by the following vote: Yeas, 41; nays, 2.

Also, Assembly Concurrent Resolution No. 21—Granting leave of absence to Thompson Campbell—which was this day [unanimously] adopted in the Assembly.

Respectfully,

MOSES D. WHEELER,
 Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
 CARSON CITY, February 2, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body, Senate Bill No. 35—Entitled an Act to detach a portion of the territory of Elko County from said county, and to attach it to Eureka County—which this day passed the Assembly by the following vote: Yeas, 39; nays, 8.

Respectfully,

MOSES D. WHEELER,
 Assistant Clerk.

MESSAGE FROM THE BOARD OF EXAMINERS.

STATE OF NEVADA, OFFICE OF SECRETARY OF STATE, }
 CARSON CITY, February 2, 1877. }

To the honorable the Senate:

I have the honor to transmit herewith the claim of S. H. Marlette for one thousand four hundred and thirty-nine dollars and sixty-two cents (\$1,439 62).

Also, the claim of John Rooney, amounting to one thousand dollars (\$1,000), with the action of the Board of Examiners thereon.

Respectfully,

J. D. MINOR,
 Secretary Board of Examiners.

Mr. Comins moved that the claims in the foregoing message be referred to the Committee on Claims.

Carried.

NOTICE.

Mr. Blair gives notice that he will, on some future day, introduce a bill for an Act in relation to county officials.

INTRODUCTION AND FIRST READING OF BILLS.

Committee on Claims introduced Senate Bill No. 82—An Act to provide for the payment of the claim of Z. S. Eldridge.

Read first time, rules were suspended, read the second time by title, and referred to the Committee of the Whole.

Mr. Boardman, by leave and without previous notice, introduced Senate Bill No. 83—An Act supplementary to the Act for the prevention of cruelty to animals.

Read first time, rules were suspended, the bill read second time by title, ordered printed, and referred to the Committee on Agriculture.

Mr. Creswell, by leave and without previous notice, introduced Senate Bill No. 84—An Act to authorize the Supreme Court Judges to issue restraining orders pending the determination of an appeal.

Read first time, rules were suspended, read second time by title, ordered engrossed, printed, and referred to Committee on Judiciary.

Assembly Bill No. 49—An Act to amend an Act amendatory of and supplementary to an Act entitled "An Act defining the time of commencing civil actions," approved November twenty-first, eighteen hundred and sixty-one, and to repeal Acts amendatory of said Act, approved March fifth, eighteen hundred and sixty-seven.

Read first time, rules were suspended, read second time by title, and referred to the Committee on Judiciary.

Assembly Bill No. 76—An Act to amend an Act to enforce the payment of two (2) per cent of the net proceeds of toll roads and bridges.

Read first time, rules were suspended, the bill read the second time by title, and referred to the Committee on Corporations.

Assembly Concurrent Resolution No. 21—Granting leave of absence to Thompson Campbell—was carried.

Mr. Farrell moved to adjourn.

Lost.

Mr. Cassidy moved that the Senate take a recess of one hour and a half—to one o'clock and thirty minutes.

Carried.

So, at twelve o'clock, the Senate took recess.

After recess, and at one o'clock and thirty minutes, the roll was called with the following result:

Present—Messrs. Blair, Cassidy, Dickinson, Farrell, King, Ross, Shepherd, Stone, and Westerfield—9.

Absent without leave—Messrs. Baker, Boardman, Comins, Chubbuck, Creswell, McConnell, Stampley, and Stewart—8.

Mr. King moved to adjourn.

Carried.

So, at one o'clock and thirty-five minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—THIRTY-SIXTH DAY.

CARSON CITY, February 5, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Riekey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—22.

Absent—Messrs. Cassidy, Piper, and Wescoatt—3.

Prayer by the Chaplain, Rev. H. L. Foote.

Journal read and approved.

Leave of absence was granted to Messrs. Cassidy and Piper.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Standing Committee on Agriculture and Manufactures have had Assembly Bill No. 81 under consideration—An Act to punish the willful and fraudulent mismarking or misbranding of stock, and the fraudulent killing of stock running at large, and the cutting out or obliterating the brand of any animal, and the selling or

buying any hide, or carcass, or animal, the brand on which has been cut out or obliterated—beg leave to report favorably on the same, and recommend that it do pass.

WILLIAM L. ROSS, Chairman.

Mr. PRESIDENT: Your Standing Committee on Engrossment beg leave to report that Senate Bill No. 63—An Act to prevent cruelty to women in the State of Nevada;

Also, Senate Bill No. 64—An Act to amend an Act to provide revenue for the support of the State government of the State of Nevada, approved March ninth, eighteen hundred and sixty-five;

Have been carefully compared with the originals, and found correctly engrossed.

W. R. KING, of the Committee.

Mr. PRESIDENT: Your Standing Committee on State Affairs, to whom was referred the report of the Board of Directors of the State Library of Nevada, for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six, and also the annual reports of the State Librarian of the State of Nevada, for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six, beg leave to report that they have had the same under consideration, and report them back to the Senate, with the recommendation that they be printed in the Appendix to the Senate Journal.

W. O. H. MARTIN, Chairman.

Mr. PRESIDENT: Your Standing Committee on State Affairs, to whom was referred Senate Bill No. 75—Entitled an Act to admit to probate a certain paper purporting to be the last will and testament of Thomas Sheehan—have had the same under consideration, and beg leave to report the same back without amendments, with the recommendation that it do pass.

W. O. H. MARTIN, Chairman.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, February 3, 1877. }

To the honorable the Senate:

I have this day approved, and deposited in the office of the Secretary of State, Senate Bill No. 7—An Act to authorize the payment of certain claims against Storey County.

Also, Senate Bill No. 23—An Act to amend an Act entitled "An Act to provide for the payment of the outstanding indebtedness of Churchill County," approved March fourth, eighteen hundred and seventy-one.

Also, Senate Bill No. 15—An Act to provide for the payment of the services of the clerk in State Library, for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six.

L. R. BRADLEY, Governor.

MOTIONS AND RESOLUTIONS.

By Mr. Farrell:

Resolved, That the Controller of State is hereby empowered and required to draw his warrant on the State Treasurer in favor of N. Soderberg, for the sum of fifteen dollars, in payment of services rendered as stenographer before the Committee on Elections.

Adopted.

By Mr. Blair:

Resolved, That the Controller of State is hereby directed to draw his warrant on the State Legislative Fund in favor of J. G. McClinton, for the sum of twenty-two hundred and thirty-eight dollars and sixty cents (\$2,238 60), for copying Census of eighteen hundred and seventy-five for State Printer—fourteen thousand nine hundred and twenty-four folios at fifteen cents per folio.

Adopted.

Mr. Comins moved that the Committee on Supplies and Expenditures investigate the cost of printing the State Census in the Appendix to the Journal.

Carried.

By Mr. Blair:

Resolved, That the Controller of State is hereby directed to draw his warrant on the Legislative Fund in favor of J. G. McClinton, for the sum of four hundred and three dollars and fifty cents (\$403 50), for amounts paid Mrs. S. M. Mackintosh and Miss Julia Michelson, for copying report of State Controller for the eleventh and twelfth fiscal years.

Adopted.

MESSAGES FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, February 3, 1877. }

To the honorable the Senate:

I have the honor to inform your honorable body that Mr. Rule was this day appointed, on behalf of the Assembly, a member of a conference committee to consider the Senate amendments to Assembly Bill No. 61—Entitled an Act entitled an Act to amend an Act concerning crimes and punishments, approved November twenty-sixth, eighteen hundred and sixty-one—which amendments the Assembly refused to concur in, and from which your honorable body refused to recede.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
 CARSON CITY, February 3, 1877. }

To the honorable the Senate:

I have the honor to inform your honorable body that the following resolution, introduced into the Assembly this day by Mr. Grey, was read and adopted:

Resolved, That the Chairman of the Senate Committee on State Prison be requested to furnish to this House the testimony taken by the Joint Legislative Committee, appointed by the seventh session of the Nevada Legislature to investigate the management of the State Prison.

Respectfully,

MOSES D. WHEELER,
 Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
 CARSON CITY, February 3, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body, Senate Bill No. 67—Entitled an Act to extend the term granting to Isaac C. Bateman and his associates and assigns, the right and grant conferred under and by virtue of an Act entitled “An Act to supply the Town of Austin with water,” approved February sixteenth, eighteen hundred and sixty-four, passed at the third regular session of the Legislative Assembly of [the Territory of] Nevada—which this day passed the Assembly by the following vote: Ayes, 49, noes, none.

Also, to transmit Assembly Bill No. 78—Entitled an Act to amend an Act entitled “An Act to incorporate the Town of Gold Hill,” approved February twenty-first, [eighteen hundred and seventy-three]—which this day passed the Assembly by the following vote: Yeas, 47, nays, none.

Also, Assembly Concurrent Resolution No. 22—Granting leave of absence to John B. Williamson—which was this day unanimously adopted by the Assembly.

Respectfully,

MOSES D. WHEELER,
 Assistant Clerk.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Blair, by leave and without previous notice, introduced Senate Bill No. 85—An Act to amend an Act entitled “An Act requiring State officers to transmit duplicate copies of their reports intended for publication.”

Read first time, rules were suspended, bill read second time by title, and referred to Messrs. Boardman and Stewart as special committee.

Mr. Edwards, by leave and without previous notice, introduced Senate Bill No. 36—An Act to amend an Act to regulate proceedings in civil cases in Courts of justice.

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Judiciary.

Mr. King, by leave and without previous notice, introduced Senate Bill No. 87—An Act authorizing the County Commissioners of Lyon County to build a jail at Silver City, and provide for the payment of the same.

Read first time, rules were suspended, bill read second time by title, considered engrossed, rules further suspended, and the bill read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, and Westerfield—20.

NAYS—None.

Mr. Stewart moved that the Senate take a recess until one o'clock. Carried.

IN SENATE.

After recess, at one o'clock.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Chubbuck, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—21.

SPECIAL ORDER.

Senate Bill No. 46—An Act to amend an Act entitled "An Act to regulate fees and compensation for official and other services in the State of Nevada," approved March ninth, eighteen hundred and sixty-five.

Pending the reading of the bill for the third time, several committees of one were appointed to amend the bill in several particulars. Then, on motion of Mr. Schultz, the bill was temporarily laid upon the table.

Leave of absence was granted for the day to the Committee on Claims.

Mr. Rickey, by leave and without previous notice, introduced Senate Bill No. 88—An Act to provide for the payment of certain claims against the State of Nevada therein mentioned.

Bill read first time, rules were suspended, read second time by title, and referred to Committee on Claims.

Assembly Bill No. 78—An Act to amend an Act to incorporate the Town of Gold Hill.

Read first time, rules were suspended, bill read second time by title, and referred to the Storey County delegation.

Assembly Concurrent Resolution No. 22, granting leave of absence to John B. Williamson, was concurred in.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 42—An Act in relation to erection and maintenance of bridges.

Was reconsidered, read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Chubbuck, Comins, Edwards, King, Martin, McConnell, Rickey, Ross, Schultz, Stewart, and Stone—14.
 NAYS—Messrs. Creswell, Farrell, Garrard, and Grimes—4.

Senate Bill No. 61—An Act to authorize the Mayor and Board of Aldermen of Virginia City to pay the claim of Wm. Cook.

Read the third time with amendments, amendments adopted, and the bill passed as amended, by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, King, Martin, Rickey, Ross, Schultz, Stone, and Westerfield—16.

NAYS—Messrs. McConnell, Grimes, and Stewart—3.

Senate Bill No. 65—An Act to amend an Act entitled “An Act to prohibit the sale of ardent spirits, firearms, or ammunition to the Indians,” approved December [seventeenth], eighteen hundred and sixty-two.

Mr. Chubbuck moved to adjourn.

Lost.

Pending the reading of Senate Bill No. 65 for the third time, Mr. Creswell moved to adjourn.

Lost.

Mr. Comins moved to lay Senate Bill No. 65 on the table for one day.

Carried.

Senate Bill No. 59—An Act to remove from Louis Cook certain disabilities—was laid on the table for two days.

Mr. Westerfield moved to adjourn.

Carried.

So, at two o'clock and four minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
 President.

Attest: J. G. McCLINTON,
 Secretary.

IN SENATE—THIRTY-SEVENTH DAY.

CARSON CITY, February 6, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—24.

Absent—Mr. Wescoatt, on leave.

Prayer by the Chaplain, Rev. H. L. Foote.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

The Chair appointed Messrs. Creswell, Farrell, and King, as Committee on Printing.

Mr. PRESIDENT: Your Standing Committee on Agriculture and Manufactures have had Senate Bill No. 83 under consideration—An Act supplementary to an Act for the more effectual prevention of cruelty to animals, approved March seventh, eighteen hundred and seventy-three—and beg leave to report favorably and recommend that it do pass.

WILLIAM L. ROSS, Chairman.

Mr. PRESIDENT: Your Standing Committee on Judiciary have had under consideration Senate Bill No. 12—An Act to amend an Act to provide revenue for the support of the government of the State of Nevada—and beg leave to report the same back without recommendation.

Also, Assembly Bill No. 36—An Act to amend an Act entitled “An Act concerning crimes and punishments”—and beg leave to report favorably on the same as amended, and recommend that it do pass.

Also, Senate Bill No. 72—An Act to authorize and require the payment of rewards in certain cases—and beg leave to report favorably on the same as amended, and recommend that it do pass.

Also, Assembly Bill No. 49—An Act to amend an Act amendatory of and supplementary to an Act entitled “An Act defining the time of commencing civil actions”—and beg leave to report that we have had the same under consideration, and report the same back without recommendation.

Also, Senate Bill No. 84—An Act to authorize the Supreme Court, or the Justices thereof, to issue restraining orders pending the determination of appeals—and beg leave to report favorably thereon, with the recommendation that it do pass.

G. W. BAKER, Chairman.

Mr. PRESIDENT: Your Standing Committee on Agriculture and Manufactures have had Senate Bill No. 33—An Act to amend an Act entitled “An Act concerning stray animals,” approved March eighth, eighteen hundred and sixty-one—under consideration, and beg leave to report the same back without recommendation or prejudice.

WM. L. ROSS, Chairman.

Mr. PRESIDENT: Your Standing Committee on Claims have had under consideration the claims of the Pacific Borax Company, and beg leave to report it back to the Senate favorably; and we herewith submit an Act for the relief of the Pacific Borax Company, with the recommendation that it pass.

O. K. STAMPLEY, Chairman.

Mr. PRESIDENT: Your Standing Committee on Engrossment beg leave to report that Senate Bill No. 77, Substitute for Senate Bill No. 40—An Act to amend an Act entitled "An Act to amend an Act to restrict gaming," passed March fourth, eighteen hundred and sixty-nine, approved March fourth, eighteen hundred and seventy-five—has been carefully compared with the original and found correctly engrossed.

W. C. GRIMES, Chairman.

Mr. PRESIDENT: Your Standing Committee on Claims, to whom was referred the petition of John Rooney, beg leave to report that they have had the same under consideration, and report it back to the Senate with a bill for his relief, and recommend that it do pass.

O. K. STAMPLEY, Chairman.

MOTIONS AND RESOLUTIONS.

By Mr. King:

Resolved, by the Senate, the Assembly concurring, That all work of copying and printing the Census Report for eighteen hundred and seventy-six be suspended temporarily.

Resolution amended so as to read "temporarily suspended," and, with the amendment, was adopted.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, February 5, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body, Senate Bill No. 11—Entitled an Act to amend sections one, three, four, [five], and twenty-two of an Act to provide for the government of the State Prison of the State of Nevada—which was amended in the Assembly, and, as amended, passed this House on third instant by the following vote: Yeas, 27; nays, 22.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

Mr. Baker, by leave and out of order, moved that Senate Bill No. 11 be now taken up and acted upon.

Carried.

Senate Bill No. 11—An Act to amend sections one, three, four, five, and twenty-two of an Act entitled "An Act to provide for the government of the State Prison of the State of Nevada," approved March seventh, eighteen hundred and seventy-three—was returned from the Assembly with amendments, and being called to its third reading, Mr. Cassidy moved that the reengrossed copy of Senate Bill No. 11, as it came from the House with amendments, be treated as a substitute for

Senate Bill No. 11, and that said reëngrossed copy, including amendments, should be read through and placed on its final passage.

Motion carried unanimously.

The question being on the final passage of the bill as amended and reëngrossed in the Assembly, the bill was passed by the following vote:

YEAS—Messrs. Baker, Boardman, Cassidy, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, Martin, Piper, Rickey, Ross, Shepherd, Stampley, Stone, and Westerfield—18.

NAYS—Messrs. Blair, Chubbuck, King, McConnell, Schultz, and Stewart—6.

Committee on Claims introduced Senate Bill No. 89—An Act for the relief of Pacific Borax Company.

Read first time, rules were suspended, read second time by title, and referred to Committee of the Whole.

Committee on Claims introduced Senate Bill No. 90—An Act for relief of John Rooney.

Read first time, rules were suspended, bill read second time by title, and referred to the Committee of the Whole.

Committee on Claims introduced Senate Bill No. 91—An Act for the relief of Edward Luban.

Read first time, rules were suspended, bill read second time by title, and referred to the Committee of the Whole.

Mr. Boardman, by leave and without previous notice, introduced Senate Bill No. 92—An Act to authorize the County Commissioners of Washoe County to issue bonds for certain purposes.

Read the first time, rules were suspended, bill read second time by title, and referred to Washoe delegation.

The Chair appointed the following committee on reapportioning the Senators and Assemblymen of the State, as reference to Mr. King's bill.

Lyon County.....	Senator King.
Storey County.....	Senator Piper.
Ormsby County.....	Senator Edwards.
Washoe County.....	Senator Ross.
Esmeralda County.....	Senator Garrard.
Churchill County.....	Senator Grimes.
Humboldt County.....	Senator Stampley.
Elko County.....	Senator Shepherd.
Lander County.....	Senator Farrell.
Eureka County.....	Senator Cassidy.
Nye County.....	Senator Creswell.
White Pine County.....	Senator Dickinson.
Lincoln County.....	Senator Wescoatt.
Douglas County.....	Senator Rickey.

Mr King moved that the Senate take a recess until one o'clock.

Carried.

IN SENATE.

After recess, at one o'clock.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King,

Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—24.

Absent—Mr. Wescoatt, on leave.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 65—An Act to amend an Act entitled "An Act to prohibit the sale of ardent spirits, firearms, or ammunition to Indians," approved December seventeenth, eighteen hundred and sixty-two.

Read third time, and lost by the following vote:

YEAS—Messrs. Baker, Chubbuck, Farrell, Grimes, King, McConnell, Ross, Shepherd, Schultz, Stampley, and Westerfield—11.

NAYS—Messrs. Blair, Boardman, Cassidy, Comins, Dickinson, Edwards, Garrard, Martin, Piper, Rickey, Stewart, and Stone—12.

Senate Bill No. 63—An Act to prevent cruelty to women in the State of Nevada.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—21.

NAYS—Messrs. Boardman, Chubbuck, and Piper—3.

Senate Bill No. 77, Substitute for Senate Bill No. 40—An Act to amend an Act entitled "An Act to restrict gaming," passed March fourth, eighteen hundred and sixty-nine, and all Acts amendatory thereof, approved March fourth, eighteen hundred and seventy-three.

Pending the third reading of the bill, Mr. Comins was appointed a committee of one to amend the bill, who reported the performance of that duty.

Mr. Baker was appointed a committee of one to amend the bill. He also reported that he had performed his duty; and the bill was read the third time, as amended, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Ross, Schultz, Stampley, Stewart, and Westerfield—21.

NAYS—Messrs. Boardman, Shepherd, and Stone—3.

Mr. Cassidy moved that Senate Bill No. 77 be reëngrossed.

Carried.

Mr. Rickey gave notice that he would, on to-morrow, move for a reconsideration of the vote by which Senate Bill No. 77 was passed.

Mr. King moved to adjourn.

Lost.

Senate Bill No. 48—An Act to amend an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and to define their duties and powers," approved March eighth, eighteen hundred and sixty-five.

Pending its third reading, Mr. Shepherd moved that a committee of one be appointed to amend the bill.

Lost.

The bill read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Edwards, Farrell, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—22.

NAYS—Mr. Garrard—1.

Absence was given to Committee on Claims.

Mr. Piper moved to adjourn.

Carried.

So, at three o'clock and twenty-eight minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—THIRTY-EIGHTH DAY.

CARSON CITY, February 7, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Ross, Rickey, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—24.

Absent—Mr. Wescoatt, on leave.

Prayer by the Chaplain, Rev. H. L. Foote.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

MR. PRESIDENT: Your Standing Committee on Engrossment beg leave to report that Senate Bill No. 77, Substitute for Senate Bill No. 40—An Act to amend an Act entitled "An Act to amend an Act to restrict gaming," passed March fourth, eighteen hundred and sixty-nine, approved March fourth, eighteen hundred and seventy-five—has been carefully compared with the engrossed, and found correctly reengrossed.

W. C. GRIMES, Chairman.

MR. PRESIDENT: Your Standing Committee on Enrollment beg leave to report that Senate Bill No. 38—An Act to detach a portion of the territory of Elko County from said county, and to attach the same to

Eureka County—has been carefully compared with the engrossed copy thereof, and found correctly enrolled, and has been this day delivered to the Governor for his approval.

W. M. BOARDMAN, Chairman.

MESSAGE FROM THE SECRETARY OF STATE.

STATE OF NEVADA, OFFICE OF SECRETARY OF STATE, }
CARSON CITY, February 6, 1877. }

To the Hon. the Senate:

I herewith transmit the petition of John Pendegast, setting forth his claim against the State, with the action of the Board of Examiners thereon.

Very respectfully,

J. D. MINOR,
Secretary Board of Examiners.

The claim, and the action of the Board of Examiners thereon, referred to in above message, was referred to Committee on Claims.

MOTIONS AND RESOLUTION.

By Mr. Blair:

Resolved, by the Senate, That committees, both standing and special, are hereby directed to report on all bills within three days after they are referred.

Mr. Cassidy moved that the vote by which Senate Bill No. 77 was passed, be reconsidered.

Carried.

Mr. Stone moved that the report of the Board of Regents of the State University be referred to Committee on Education.

Carried.

By Mr. Farrell:

Resolved, That the special order of business for Thursday, at eleven o'clock and thirty minutes, be made the special order for Tuesday next, at seven o'clock P. M.

Adopted.

Mr. Chubbuck moved that Senate Bill No. 77 be taken up.

Senate Bill No. 77—An Act to restrict gaming—was, on motion of Mr. King, referred to a committee of one for amendments.

Mr. McConnell was appointed for that purpose, who performed the duty as per instruction, and reported accordingly.

Mr. Cassidy moved that the vote by which the amendments were ordered be reconsidered.

Lost.

Mr. Comins moved that the President appoint a committee to amend the bill.

Lost.

Mr. Cassidy moved to have the bill amended by reference to committee of one.

Carried.

Mr. Cassidy was appointed as the committee of one, made the amendment, and reported his duty performed.

Mr. Garrard moved that the bill be indefinitely postponed, which motion was lost by the following vote:

YEAS—Messrs. Garrard and Shepherd—2.

NAYS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Schultz, Stampley, Stewart, Stone, and Westerfield—22.

The bill was then read third time, and passed by the following vote:

YEAS—Messrs. Baker, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Grimes, King, Martin, McConnell, Piper, Ross, Schultz, Stampley, Stewart, and Westerfield—16.

NAYS—Messrs. Blair, Boardman, Edwards, Farrell, Garrard, Shepherd, and Stone—7.

Mr. Creswell gave notice that he would, on to-morrow, move to reconsider the vote by which Senate Bill No. 77 was just passed.

Mr. Chubbuck moved that the Senate take a recess until one o'clock and fifteen minutes.

Carried.

Senate called to order by Senator King, in the chair, at one o'clock and fifteen minutes.

Roll called.

Present—Messrs. Blair, Chubbuck, Comins, Creswell, Edwards, Grimes, King, Martin, McConnell, Piper, Rickey, Schultz, Stewart, Stone, and Westerfield—15.

A call of the House was made, and the following Senators answered to their names:

Messrs. Blair, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Grimes, King, Martin, Piper, Rickey, Ross, Schultz, Stewart, Stone, and Westerfield—17.

Messrs. Shepherd, McConnell, Baker, and Boardman presented themselves at the bar of the Senate, and were permitted to explain their non-presence at roll call, were excused, and admitted to their seats.

On motion of Mr. Blair, further proceedings under the call was abandoned.

Mr. Cassidy, President pro tem., in the chair.

MESSAGES FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, February 6, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate

Concurrent Resolution No. 19—Relative to suspending copying of Census Report—which was this day concurred in by the Assembly.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, February 6, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Bill No. 10—Entitled an Act to protect the owners of stock shares and other interests in the mineral and metal-yielding mines of this State—which was amended in the Assembly, and, as amended, passed by the following vote: Yeas, 41; nays, 6.

Also, Senate Bill No. 45—Entitled an Act to amend an Act entitled “An Act to provide for the maintenance and supervision of public schools,” approved March twentieth, eighteen hundred and sixty-five, as amended March eighth, eighteen hundred and sixty seven—which passed the Assembly this day by the following vote: Yeas, 47; nays, none.

Also, to transmit Assembly Bill No. 41—Entitled an Act to amend an Act entitled “An Act to provide revenue for the support of the government of the State of Nevada,” approved March ninth, eighteen hundred and sixty-five, and amended March fourth, eighteen hundred and sixty-seven—which this day passed the Assembly by the following vote: Yeas, 28; nays, 20.

Also, Assembly Bill No. 71—Entitled an Act to amend an Act entitled “An Act to regulate the settlement of the estates of deceased persons”—which this day passed the Assembly by the following vote: Yeas, 48; nays, none.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

NOTICE.

Mr. King gives notice that he will, on some future day, introduce a bill for an Act to repeal an Act entitled “An Act to prevent the practice of medicine and surgery by unqualified persons,” approved January twenty-eighth, eighteen hundred and seventy-five.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Ross, by leave and without previous notice, introduced Senate Bill No. 93—An Act in relation to costs in criminal cases in Justices’ Courts in the State of Nevada.

Read first time, rules were suspended, and read second time by title, and referred to Committee on Judiciary.

Assembly Bill No. 41—An Act to amend an Act entitled “An Act to provide revenue for the support of the State government.”

Read first time, rules were suspended, and the bill read second time by title, and referred to Committee on Judiciary.

Assembly Bill No. 71—An Act to amend an Act entitled “An Act to regulate the estates of deceased persons.”

Read first time, rules suspended, the bill read the second time by title, and referred to Committee on Judiciary.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 10—An Act to protect the rights of owners of stock shares and other interests in the mineral and metal yielding mines of this State—which was amended in the Assembly.

Amendments were considered, and the Senate refused to concur in the two amendments concerning penalties.

Senate Bill No. 51—An Act to amend an Act entitled “An Act to regulate and make effectual the power of the Governor, Justices of the Supreme Court, and Attorney General, to remit fines and forfeitures, commute punishments, and grant pardons after convictions,” approved February eighth, eighteen hundred and sixty-seven, approved February twentieth, eighteen hundred and seventy-five.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Chubbuck, Comins, Creswell, Edwards, Garrard, Grimes, King, Martin, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—20.

NAYS—Messrs. Boardman, Dickinson, and Farrell—3.

Committee on Claims granted leave of absence.

Senate Bill No. 54.

Laid upon the table temporarily.

Senate Bill No. 56—An Act to amend an Act entitled “An Act to regulate fees and compensation for official and other services in the State of Nevada,” approved March ninth, eighteen hundred and sixty-five, approved March sixth, eighteen hundred and seventy-five.

Was laid upon the table temporarily.

Senate Bill No. 64—An Act to amend an Act to provide revenue for the support of the government of the State of Nevada, approved March ninth, eighteen hundred and sixty-five.

On motion, the Chair appointed Mr. Comins a committee of one to correct a clerical error in the bill, who performed the duty, and the bill was then laid on the table for one day.

Senate Bill No. 12—An Act to amend an Act to provide revenue for the support of the government of the State of Nevada, approved March ninth, eighteen hundred and sixty-five.

Mr. Westerfield made a motion that a committee of one be appointed to amend the bill.

On the motion, the yeas and nays were called for by Messrs. McConnell, Edwards, and Westerfield.

Roll called as follows:

YEAS—Messrs. Cassidy, Comins, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Ross, Stone, and Westerfield—12.

NAYS—Messrs. Baker, Blair, Boardman, Chubbuck, Creswell, Piper, Rickey, Schultz, and Stewart—9.

The Chair appointed Mr. Westerfield as the committee of one, who amended the bill as instructed.

Mr. Edwards made a motion that a committee of one be appointed to further amend the bill, upon which motion the yeas and nays were again called for by Messrs. Creswell, Edwards, and Baker.

Roll called as follows:

YEAS—Messrs. Cassidy, Comins, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Ross, Stone, and Westerfield—13.

NAYS—Messrs. Baker, Blair, Boardman, Chubbuck, Creswell, Rickey, Schultz, and Stewart—8.

The Chair appointed Mr. Edwards as the committee of one to further amend the bill, who made the amendment, and reported accordingly.

Mr. Chubbuck made the motion that a committee of one be appointed to still further amend the bill.

The yeas and nays were again called for by Messrs. Blair, Schultz, and McConnell.

Roll call; lost as follows:

YEAS—Mr. Chubbuck—1.

NAYS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Edwards, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Schultz, Stewart, Stone, and Westerfield—19.

Mr. Comins was appointed as a special committee of one to renumber the subdivisions of the bill, who did the numbering, and reported the numbering complete.

Mr. McConnell moved to adjourn.

Carried.

So, at three o'clock and fifty-five minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—THIRTY-NINTH DAY.

CARSON CITY, February 8, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present — Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, and Westerfield—22.

Absent—Messrs. Farrell and Schultz, and Mr. Wescoatt on leave.

Prayer by the Chaplain, Rev. H. L. Foote.

Journal read and approved.

Messrs. Farrell and Schultz were granted leave of absence.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Standing Committee on Claims, to whom was referred Senate Bill No. 88—An Act to provide for the payment of certain claims against the State of Nevada therein mentioned—beg leave to report that they have had the same under consideration, and report it back to the Senate with the recommendation that it do pass.

O. K. STAMPLEY, Chairman.

Mr. PRESIDENT: Your Committee on Claims, to whom was referred Senate Bill No. 81—Entitled an Act to provide for the payment of Peter Cavanaugh for expenditures of money made by him for the completion of the State Capitol of Nevada—beg leave to report that they have thoroughly examined into the merits of the said claim, and find that by an Act of the Legislature of eighteen hundred and seventy-one, the sum of six thousand (\$6,000) dollars was appropriated for the use and benefit of Peter Cavanaugh on account of losses resulting to him from the failure of the Board of State Capitol Commissioners to comply with their contract with him for the erection of the State Capitol, and on account of alterations made by said Board and executed by him.

At that time (the date of the passage of the Act of eighteen hundred and seventy-one), the Capitol was not completed, and in order to procure the acceptance of the building by the Board, and to enable the unsatisfied claimants to derive the benefit of the Act of eighteen hundred and seventy-one, Peter Cavanaugh was compelled to sell his claim of six thousand dollars in order to realize money to complete the building. That he did sell it, and did expend in the completion of the Capitol the whole of the proceeds of such claim, as is shown by the report of the State Board of Examiners, which was before your committee, is beyond cavil or question. The six thousand dollars intended for his use and benefit was expended on the building, resulting in nowise for his relief, and the State of Nevada alone derived benefit from the expenditure. The result is that Peter Cavanaugh's claim has in nowise been satisfied or provided for.

Therefore, your committee, believing this claim to be a just one, would most respectfully report the bill back to the Senate, with the recommendation that it do pass.

O. K. STAMPLEY, Chairman.

Mr. PRESIDENT: Your Standing Committee on Enrollment beg leave to report that Senate Bill No. 11—An Act to amend sections one, three, four, and twenty-two of an Act to provide for the government of the State Prison of the State of Nevada;

Also, Senate Bill No. 61—An Act to authorize the Mayor and Board of Aldermen of the City of Virginia to pay the claim of William Cook;

Have been carefully compared with the engrossed copies thereof, and found correctly enrolled, and have been this day delivered to the Governor for his approval.

W. M. BOARDMAN, Chairman.

REPORT OF SELECT COMMITTEE.

MR. PRESIDENT: Your select committee, consisting of the Douglas, Ormsby, and Washoe delegations, to whom was referred Senate Bill No. 78, Substitute for Senate Bills Nos. [4], 14, and 18—An Act to redistrict the State of Nevada—beg leave to report that they have had the same under consideration, and having made amendments thereto, recommend the favorable action of the Senate thereon.

W. M. BOARDMAN, of Committee.

MOTIONS AND RESOLUTIONS.

By Mr. Blair:

Resolved, That the Controller of State is hereby directed to draw his warrant on the State Legislative Fund in favor of M. H. Lenon for the sum of twelve (\$12 00) dollars for three days' labor in cleaning up furnaces before convening of the Legislature.

Adopted.

By Mr. King:

Resolved, That all Senators shall be limited to five minutes debate upon any one question, unless the Senate, by unanimous consent, shall grant further time.

Adopted.

By Mr. Rickey:

Resolved, That the Controller be requested to certify to this House the amount of money paid to each claimant under an Act to provide for the payment of certain claims for the construction and completion of the State Capitol, approved March sixth, eighteen hundred and seventy-one; also, the amount allowed by the State Board of Examiners to each of said claimants, and the amount of deficiency due to each of said claimants.

Adopted.

Mr. Comins moved to take from the table Senate Bill No. 64, which bill was laid there yesterday.

Carried.

Senate Bill No. 64—An Act to amend an Act to provide revenue for the support of the State Government of the State of Nevada, approved March ninth, eighteen hundred and sixty-five.

Mr. Chubbuck moved that a committee of one be appointed to amend the bill.

The yeas and nays were called for by Messrs. Cassidy, Baker, and Creswell.

The following is the result of roll call:

YEAS—Messrs. Baker, Blair, Boardman, Chubbuck, Creswell, Dickinson, Piper, Rickey, and Stewart—9.

NAYS—Messrs. Cassidy, Comins, Edwards, Garrard, Grimes, King, Martin, McConnell, Shepherd, Stampley, Stone, and Westerfield—12.

Mr. Baker moved to amend the bill.

Lost.

Bill read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Cassidy, Comins, Dickinson, Edwards, Garrard, Grimes, King, Martin, McConnell, Ross, Stampley, Stone, and Westfield—14.

NAYS—Messrs. Blair, Boardman, Chubbuck, Creswell, Piper, Rickey, Shepherd, and Stewart—9.

Mr. Baker gave notice that he would, on to-morrow, move for a reconsideration of the vote by which Senate Bill No. 64 was passed.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, February 7, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body, Senate Bill No. 61—Entitled an Act to authorize the Mayor and Board of Aldermen of the City of Virginia to pay the claim of William Cook—which this day passed the Assembly by the following vote: Yeas, 31; nays, 12.

Also, Senate Bill No. 87—Entitled an Act authorizing the Board of County Commissioners of Lyon County, Nevada, to build a jail at Silver City, in said county, and to appropriate money for the same—which this day passed the Assembly by the following vote: Yeas, 44; nays, none.

Also, Senate Concurrent Resolution No. 1—To publish the report of the Attorney General—in which the Assembly this day refused to concur.

Also, to transmit Assembly Substitute for Senate Bill No. 76—Entitled an Act requiring persons slaughtering horned cattle to keep the hide and ears ten days, and punishing a failure so to do—which was this day reported to the Assembly, adopted, and passed by the following vote: Yeas, 39; nays, 3.

Also, Assembly Bill No. 82—Entitled an Act to prohibit animals from being ridden or driven over any toll or county bridge in this State faster than a walk—which was this day passed by the Assembly by the following vote: Yeas, 33; nays, 7.

Also, Assembly Bill No. 91—Entitled an Act to provide for the payment of the State's proportion of the extraordinary expenses for assistant counsel, incurred in the several cases brought to enforce and resist the collection of the tax on the proceeds of mines during the twelfth fiscal year—which this day passed the Assembly by the following vote: Yeas, 39; nays, 6. (Four vouchers accompanying this bill.)

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
 CARSON CITY, February 7, 1877. }

To the honorable the Senate:

I have the honor to inform your honorable body, that the Assembly this day adopted the Senate amendments to Assembly Bill No. 55—Entitled an Act to amend section two (2) of an Act entitled “An Act to amend sections five and seven of an Act of the Legislature of the State of Nevada entitled an Act to provide for constructing toll roads and bridges in the State of Nevada,” approved March tenth, eighteen hundred and seventy-five.

Respectfully,

MOSES D. WHEELER,
 Assistant Clerk.

NOTICES.

Mr. Stewart gives notice that he will, on some future day, introduce a bill for an Act to amend an Act to provide for constructing and maintaining toll roads and bridges in the State of Nevada, approved March eighth, eighteen hundred and sixty-five.

Mr. Shepherd gives notice that he will, on some future day, introduce a bill for an Act to amend an Act concerning juries, approved March fifth, eighteen hundred and seventy-three.

GENERAL FILE AND THIRD READING OF BILLS.

Mr. Comins moved to consider Senate Bill No. 78.

Carried.

Mr. Edwards moved to take a recess for one hour.

Carried.

So, at twelve o'clock and fifteen minutes, the Senate retired for recess.

Senate met at one o'clock and fifteen minutes.

Roll called.

Present—Messrs. Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Shepherd, Stampley, Stewart, Stone, and Westerfield—20.

Senate Bill No. 78—An Act to redistrict the State of Nevada.

Amendments were adopted, and the bill ordered engrossed.

Mr. Grimes moved that all bills on general file, not engrossed, be placed at the head of the file.

Carried.

The following bills were ordered engrossed: Senate Bill No. 33, Senate Bill No. 58, Senate Bill No. 68, Senate Bill No. 83, Senate Bill No. 72.

The vote by which Senate Bill No. 72 was ordered engrossed was reconsidered, the bill amended, amendments adopted, and bill ordered engrossed.

Senate Bill No. 81—Referred to the Committee of the Whole.

Leave of absence was granted Joint Committee on Printing.

Senate Bill No. 88—Referred to Committee of the Whole.

Mr. Creswell introduced, out of order:

Resolved, That all printing, except bills, be suspended, till passed upon by the special Joint Committee on Printing.

Adopted.

Senate Bill No. 75—An Act entitled “An Act to admit to probate a paper purporting to be the last will and testament of Thomas Sheehan, deceased.”

On motion of Mr. Rickey, the words “entitled an Act,” were stricken out.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Shepherd, Stampley, Stewart, Stone, and Westerfield—19.

NAYS—None.

Senate Bill No. 84.

Ordered engrossed, the vote reconsidered, the bill then considered engrossed, and placed on general file.

Senate Bill No. 59.

Laid on the table.

Mr. Chubbuck moved that Senate Bill No. 12—An Act to amend an Act to provide revenue for the support of the government of the State of Nevada, approved March ninth, eighteen hundred and sixty-five—be taken up for final passage.

Carried.

On motion, the bill—No. 12—was laid on the table.

Substitute Assembly Bill No. 6—An Act to amend an Act to provide revenue for the support of the government of the State of Nevada.

Was laid on the table for one day.

Assembly Bill No. 36—An Act to amend an Act entitled “An Act concerning crimes and punishments,” approved November twenty-sixth, eighteen hundred and sixty-one.

Was amended, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Shepherd, Stampley, Stewart, Stone, and Westerfield—21.

NAYS—None.

Mr. Baker moved that Senate Bill No. 37, which was the special order for this day at one o'clock, be now taken up.

Carried.

Senate Bill No. 37—An Act to license traveling agents or drummers doing business in this State.

Referred to a committee of one to amend the bill.

The committee made the amendment, bill read the third time, and roll called, with the following result:

YEAS—Messrs. Baker, Blair, Cassidy, Chubbuck, Comins, Edwards, King, Martin, Shepherd, Stampley, Stone, and Westerfield—12.

NAYS—Messrs. Boardman, Creswell, Dickinson, Garrard, Grimes, McConnell, Piper, and Stewart—8.

Mr. King moved that a call of the Senate be made.

Carried.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Shepherd, Stampley, Stewart, Stone, and Westfield—21.

Mr. Creswell moved that further proceedings under the call of the Senate be dispensed with.

Lost.

Mr. Cassidy moved that further proceedings under the call be dispensed with.

Carried.

Mr. Cassidy moved that the roll be recalled on Senate Bill No. 37.

Carried.

Roll was called, and the bill was passed by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Chubbuck, Comins, Edwards, King, Martin, Rickey, Ross, Shepherd, Stampley, Stone, and Westfield—14.

NAYS—Messrs. Boardman, Creswell, Dickinson, Garrard, Grimes, McConnell, Piper, and Stewart—8.

MESSAGES FROM THE GOVERNOR.

Read out of order, by motion of Mr. Edwards.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, February 7, 1877. }

To the honorable the Senate:

I have this day approved, and deposited in the office of the Secretary of State, Senate Bill No. 35—An Act to detach a portion of the territory of Elko County from said county and attach the same to Eureka County.

L. R. BRADLEY, Governor.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, February 8, 1877. }

To the honorable the Senate:

I have this day approved, and deposited in the office of the Secretary of State, Senate Bill No. 61—An Act authorizing the Mayor and Board of Aldermen of the City of Virginia to pay the claim of William Cook.

Also, Senate Bill No. 11—An Act to amend sections one, three, four, [five], and twenty-two of an Act entitled "An Act to provide for the government of the State Prison of the State of Nevada," approved March seventh, eighteen hundred and seventy-three.

L. R. BRADLEY, Governor.

Senate Concurrent Resolution No. 20—Relative to the election of Warden of the State Prison.

Adopted.

Assembly Bill No. 48—An Act entitled an Act authorizing District Judges to appoint Court Commissioners, defining their duties, and providing fees for the same.

Amended.

Mr. Chubbuck moved to indefinitely postpone the bill.

The yeas and nays were called for by Messrs. Cassidy, King, and Edwards.

Mr. Baker moved to amend by laying the bill on the table for one week.

Carried.

Assembly Bill No. 49.

Was laid on the table for one day.

Assembly Bill No. 68—Relative to attachés of the Senate and Assembly.

Mr. King moved to lay the bill on the table temporarily.

Carried.

Mr. Creswell moved to adjourn.

Lost.

Leave of absence was granted to Mr. King.

Call of the Senate was ordered.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Edwards, Garrard, Grimes, Piper, Rickey, Shepherd, Stampley, Stewart, Stone, and Westerfield—17.

Sergeant-at-Arms was ordered to arrest Messrs. Martin, Ross, McConnell, and Chubbuck—absent Senators without leave.

Messrs. McConnell, Martin, and Chubbuck appeared at the gate of the Senate under arrest. Explanation for their absence was demanded by the Senate. Each gave such explanation as to obtain the pardon of the Senate, and were permitted to take their seats.

By Mr. Stewart, out of order:

Resolved, That any Senator absenting himself from the Senate Chamber during its hours of session, who shall fail to give a reason satisfactory to the Senate for such absence, shall pay a fine of five dollars, and be reprimanded by the President.

Lost.

Assembly Bill No. 81—An Act to punish the willful and fraudulent mismarking of stock, etc.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, McConnell, Piper, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, and Westerfield—18.

NAYS—Messrs. Garrard, Grimes, and Martin—3.

Mr. Westerfield moved to adjourn.

Lost.

Mr. Chubbuck gave notice that he would, on to-morrow, move for a reconsideration of the vote by which Assembly Bill No. 81 was passed.

Assembly Substitute for Senate Bill No. 76—An Act requiring persons

slaughtering horned cattle to keep the hide and ears ten days, and punishing a failure so to do.

Substitute adopted, and bill read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Edwards, Garrard, Grimes, McConnell, Piper, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, and Westerfield—19.

NAYS—Messrs. Chubbuck and Martin—2.

Senate Bill No. 84—An Act to authorize the Supreme Court, or the Justices thereof, to issue restraining orders pending the determination of appeals.

Referred to a committee of one to amend the bill.

The committee performed its duty, and reported accordingly.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Edwards, Grimes, Martin, McConnell, Piper, Rickey, Shepherd, Stampley, Stewart, Stone, and Westerfield—18.

NAYS—Messrs. Chubbuck and Garrard—2.

Mr. Shepherd moved to adjourn.

Carried.

So, at four o'clock and thirty minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—FORTIETH DAY.

CARSON CITY, February 9, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—24.

Absent—Mr. Wescoatt, on leave.

Prayer by the Chaplain, Rev. H. L. Foote.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Standing Committee on Engrossment beg leave to report that Senate Bill No. 58—An Act to amend an Act entitled “An Act to regulate the settlement of the estates of deceased persons,” approved November twenty-ninth, eighteen hundred and sixty-one;

Also, Senate Bill No. 68—An Act to amend an Act entitled “An Act to regulate the settlement of the estates of deceased persons,” approved November twenty-ninth, eighteen hundred and sixty-one;

Also, Senate Bill No. 72—An Act to authorize and require the payment of rewards in certain cases;

Have been carefully compared with the originals, and found correctly engrossed.

W. C. GRIMES, Chairman.

Mr. PRESIDENT: Your Standing Committee on Railroads and Internal Improvements have had Assembly Bill No. 16—Entitled an Act supplementary to an Act entitled “An Act concerning crimes and punishments,” approved November twenty-sixth, eighteen hundred and sixty-one—under consideration, and report favorably on same, with recommendation that it do pass.

S. W. CHUBBUCK, Chairman.

Mr. PRESIDENT: Your Standing Committee on Agriculture and Manufactures have had Assembly Bill No. 40 under consideration—An Act to preserve wild game, and to repeal all other Acts in relation thereto—and beg leave to report favorably on the same, with the amendments herein recommended, and, with said amendments, that the bill do pass.

WM. L. ROSS, Chairman.

Mr. PRESIDENT: Your Standing Committee on Enrollment beg leave to report that Senate Bill No. 44—An Act to authorize the County Commissioners of Washoe County to issue bonds for the construction of a county bridge across the Truckee River at Reno, in said county, and to provide for the payment of the same;

Also, Senate Concurrent Resolution No. 19—Relative to copying of Census report;

Also, Senate Concurrent Resolution No. 18—Relative to printing report of Capitol Commissioners;

Also, Senate Bill No. 67—An Act to extend the time granting to Isaac C. Bateman, and his associates and assigns, the right and grant conferred under and by virtue of an Act entitled an Act to supply the Town of Austin with water;

Have been carefully compared with the engrossed copies thereof, and found correctly enrolled, and have been this day delivered to the Governor for his approval, and the resolutions deposited in the office of the Secretary of State.

W. M. BOARDMAN, Chairman.

Mr. PRESIDENT: Your Standing Committee on Judiciary have had under consideration Assembly Bill No. 41—An Act to amend an Act entitled “An Act to provide revenue for the support of the government

of the State of Nevada"—and beg leave to report the same back without recommendation.

Also, Assembly Bill No. 71—An Act to amend an Act entitled "An Act to regulate the settlement of the estates of deceased persons"—and beg leave to report favorably on the same, and recommend that it do pass.

Also, Senate Bill No. 43—An Act to provide for the republication and stereotyping of certain volumes of the Reports of the Decisions of the Supreme Court—and beg leave to report on the same, and recommend that it do pass.

G. W. BAKER, Chairman.

Mr. PRESIDENT: Your Standing Committee on Public Printing, to whom was referred Senate Bill No. 62—Entitled an Act to provide for printing of the Journals of the proceedings of the [Legislative] Assembly of the Territory of Nevada at its second and third sessions, with instructions to ascertain the cost of printing the same—beg leave to report that they have had said bill under consideration, and have ascertained that the cost of printing the same will amount to four thousand five hundred dollars. Your committee would respectfully submit that the benefits to be derived from the publication of said Journals are not commensurate with the cost, especially at a time when the Treasury is empty; and we would therefore recommend that the bill do not pass.

M. J. FARRELL, Chairman.

Mr. PRESIDENT: Your Standing Committee on Corporations, to whom was referred Assembly Bill No. 75—An Act to amend an Act to enforce the payment of two per cent of the net proceeds of all toll roads and bridges, as provided by law, to the General School Fund of this State, approved March thirteenth, eighteen hundred and sixty-seven—have had the same under consideration, and beg leave to report unfavorably on the same, and recommend it do not pass.

W. R. KING, Chairman.

REPORT OF SELECT COMMITTEE.

Mr. PRESIDENT: The undersigned, the committee on the part of the Senate, in a conference with a like committee on the part of the Assembly, on the subject matter of difference between the two Houses, that being the striking out by the Senate the words "entitled an Act," in the title of Assembly Bill No. 61—Entitled an Act entitled an Act to amend an Act concerning crimes and punishments, approved November twenty-sixth, eighteen hundred and sixty-one—respectfully reports that the committee on the part of the Assembly has agreed to recommend that the Assembly do recede from its non-concurrence in the Senate's said amendment, and concur therewith.

Respectfully submitted.

T. B. RICKEY,
Committee on the part of the Senate.

MOTIONS AND RESOLUTIONS.

Mr. Baker moved that the vote by which Senate Bill No. 64 was passed, be reconsidered.

Carried.

Mr. Chubbuck moved that the vote by which Assembly Bill No. 84 was passed, be reconsidered.

Carried.

Mr. Comins moved that Senate Bill No. 64 be now taken up.

Carried.

Senate Bill No. 64—An Act to amend an Act to provide revenue for the support of the government of the State of Nevada, approved March ninth, eighteen hundred and sixty five, being under reconsideration.

Mr. Baker moved that a committee of one be appointed to amend.

Ayes and noes called for by Messrs. Edwards, McConnell, and Baker.

Mr. Comins rose to a point of order—that the vote and reconsideration of this subject was out of order.

The President decided the point of order not well taken.

Mr. Cassidy appealed from the decision of the President.

Messrs. Cassidy, Stewart, and Comins called for the ayes and noes on the question, whether or not the decision of the President shall be the judgment of the Senate.

Roll called on the appeal:

YEAS—Messrs. Baker, Blair, Boardman, Chubbuck, Creswell, Dickinson, Farrell, Grimes, Rickey, Shepherd, Schultz, Stampley, and Stewart—13.

NAYS—Messrs. Cassidy, Comins, Edwards, Garrard, King, Martin, McConnell, Piper, Ross, Stone, and Westerfield—11.

Ruling of the President was sustained.

Question being Mr. Baker's motion to amend, it was carried by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Chubbuck, Creswell, Farrell, Grimes, Piper, Rickey, Shepherd, Schultz, Stampley, and Stewart—13.

NAYS—Messrs. Cassidy, Comins, Dickinson, Edwards, Garrard, King, Martin, McConnell, Ross, Stone, and Westerfield—11.

The Chair appointed Mr. Baker as committee of one to amend the bill.

Mr. Baker made the amendment, and reported the performance of that duty.

Mr. Cassidy moved a further amendment of the bill.

On this motion, the whole Senate called for the yeas and nays.

Roll called, and motion carried by the following vote:

YEAS—Messrs. Cassidy, Comins, Dickinson, Edwards, Garrard, Grimes, King, Martin, McConnell, Ross, Shepherd, Stone, and Westerfield—13.

NAYS—Messrs. Baker, Blair, Boardman, Chubbuck, Creswell, Farrell, Piper, Rickey, Schultz, Stampley, and Stewart—11.

The Chair appointed Mr. Cassidy as committee of one to make the amendment.

Mr. Cassidy made the amendment, and reported accordingly.
Bill reread third time, and passed by the following vote:

YEAS—Messrs. Cassidy, Comins, Dickinson, Edwards, Garrard, Grimes, King, Martin, McConnell, Piper, Ross, Shepherd, Stone, and Westerfield—14.

NAYS—Messrs. Baker, Blair, Boardman, Chubbuck, Creswell, Farrell, Rickey, Schultz, Stampley, and Stewart—10.

Mr. Westerfield moved that the Senate take a recess until two o'clock.
Carried.

So, at twelve o'clock and forty-two minutes, the Senate recessed.

Senate met at two o'clock.

Lieutenant Governor Adams in the chair.

Senators present—Messrs. Baker, Blair, Boardman, Chubbuck, Creswell, Dickinson, Edwards, Farrell, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, and Stone—19.

Leave of absence was granted Senators comprising the Committee on Ways and Means.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, February 8, 1877. }

To the honorable the Senate:

I have the honor herewith to transmit to your honorable body Assembly Bill No. 51—Entitled an Act to amend an Act entitled "An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto"—which this day passed the Assembly by the following vote: Yeas, 46; nays, none.

Also, Assembly Bill No. 74—Entitled an Act to repeal an Act to authorize the Secretary of State to employ a clerk in the State Library and Adjutant General's office, approved March eleventh, eighteen hundred and sixty seven—which this day passed the Assembly by the following vote: Yeas, 44; nays, 2.

Also, Assembly Bill No. 85—Entitled an Act to provide for the purchase, for the benefit of the State School Fund, of the bonds of this State known as the Territorial bonds—which this day passed the Assembly by the following vote: Yeas, 43; nays, none.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Edwards, by leave and without previous notice, introduced Senate Bill No. 94—An Act to amend an Act entitled "An Act to provide revenue for the State of Nevada," approved March fifth, eighteen hundred and sixty-nine.

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Ways and Means.

Mr. Schultz, by leave and without previous notice, introduced Senate Bill No. 95—An Act to amend sections two and four of an Act granting right of way for a railroad.

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Corporations.

Mr. Stewart introduced Senate Bill No. 96—An Act to amend an Act entitled "An Act to provide for constructing toll roads and bridges in the State of Nevada," approved March eighth, eighteen hundred and sixty-five.

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Roads and Bridges.

Mr. King, by leave and without previous notice, introduced Senate Bill No. 97—An Act to grant certain privileges to gas companies.

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Corporations.

Mr. Boardman, by leave and without previous notice, introduced Senate Bill No. 98—An Act to repeal an Act entitled "An Act to encourage mining and milling and of smelting of ores," approved March first, eighteen hundred and seventy-five.

Read first time, rules suspended, bill read second time by title, and referred to Committee on Mines and Mining.

Mr. Boardman, by leave and without previous notice, introduced Senate Bill No. 99—An Act to restrict and regulate gambling.

Read first time, rules were suspended, bill read second time by title, ordered printed, and referred to Committee on Public Morals.

Assembly Bill No. 51—An Act to amend an Act entitled "An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto."

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Judiciary.

Assembly Bill No. 74—An Act to repeal an Act to authorize the Secretary of State to employ a clerk in the State Library and Adjutant General's office, approved March eleventh, eighteen hundred and sixty-seven.

Read first time, rules were suspended, the bill read second time by title, and referred to Committee on Ways and Means.

Assembly Bill No. 85—An Act to provide for the purchase for the benefit of the State School Fund of the bonds of this State known as the Territorial bonds.

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Ways and Means.

Assembly Bill No. 82—An Act to prohibit animals being driven over toll bridges faster than a walk.

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Roads and Bridges.

Assembly Bill No. 91—An Act to provide for the payment of the State's proportion of the expenses of collecting the tax on the proceeds of mines.

Read first time, rules were suspended, bill read second time by title, and referred to Committee of the Whole.

GENERAL FILE AND THIRD READING OF BILLS.

Mr. Chubbuck moved that Assembly Bill No. 81 be now taken up.
Carried.

Assembly Bill No. 81—An Act to punish the willful and fraudulent mismarking or misbranding of stock.

Bill was amended, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, and Stone—21.

NAYS—Messrs. Martin and Westerfield—2.

Leave of absence was granted Mr. Blair for the remainder of the day.

Mr. Rickey moved to amend the title of Assembly Bill No. 81.

Carried.

Title amended so as to read:

Assembly Bill No. 81—An Act to punish the willful and fraudulent killing of stock.

Mr. Cassidy moved that Assembly Bill No. 41 be taken up for third reading.

Carried.

Assembly Bill No. 41—An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," approved March fourth, eighteen hundred and seventy-one.

Was amended, and read third time, and passed by the following vote:

YEAS—Messrs. Baker, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Rickey, Ross, Shepherd, Schultz, Stone, and Westerfield—14.

NAYS—Messrs. Boardman, Creswell, Dickinson, Garrard, Grimes, McConnell, Piper, Stampley, and Stewart—9.

Mr. Westerfield gave notice that he would, on to-morrow, move to reconsider the vote by which Assembly Bill No. 41 was passed.

Assembly Bill No. 45—An Act to amend an Act entitled "An Act to provide for the publication and distribution of the Nevada Reports," approved February twentieth, eighteen hundred and seventy-five.

Read third time, and lost by the following vote:

YEAS—Messrs. Boardman, Cassidy, Chubbuck, Edwards, King, Martin, Piper, Schultz, Stampley, and Stewart—10.

NAYS—Messrs. Baker, Comins, Creswell, Dickinson, Farrell, Garrard, Grimes, McConnell, Rickey, Ross, Shepherd, Stone, and Westerfield—13.

Mr. Edwards moved to adjourn.

Carried.

So, at three o'clock and forty-three minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—FORTY-FIRST DAY.

CARSON CITY, February 10, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, McConnell, Piper, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, and Westerfield—22.

Absent—Messrs. Martin and Schultz, and Mr. Wescoatt, on leave—3.

Prayer by the Chaplain, Rev. S. P. Kelly.

Journal read and approved.

Leave was granted for the absence of Messrs. Martin and Schultz.

Mr. King moved that the Senate resolve itself into Committee of the Whole.

Carried.

Senator Cassidy, President pro tem., in the chair of the Committee of the Whole.

In time, the committee rose and made the following report:

Mr. PRESIDENT: Your Committee of the Whole have had under consideration Assembly Bill No. 72, and Senate Bill No. 81—report favorably on the same, and recommend that they do pass.

IN SENATE.

Lieutenant Governor Adams in the chair.

Mr. Dickinson, by leave, introduced this resolution:

Resolved, That the fireman for the Senate Chamber is hereby instructed to have the furnaces and heating pipes cleansed and repaired before the meeting of the Senate on Monday next, so that the Senate Chamber may be kept clear of smoke.

Adopted.

Mr. Edwards moved to adjourn.

Lost.

Mr. Comins moved to take a recess until half-past one o'clock.

Lost.

Mr. Cassidy moved to adjourn.

Carried.

So, at one o'clock, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—FORTY-THIRD DAY.

CARSON CITY, February 12, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—22.

Absent—Messrs. McConnell and Piper—2.

Prayer by the Chaplain, Rev. J. D. Hammond.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Standing Committee on Supplies and Expenditures have had Sergeant-at-Arms' Bill No. 6 under consideration, and beg leave to report favorably on the same, with recommendation that it be paid.

A. J. BLAIR, Chairman.

Mr. PRESIDENT: Your Standing Committee on Engrossment beg leave to report that Senate Bill No. 33—An Act to amend an Act entitled "An Act concerning estray animals," approved March eighth, eighteen hundred and sixty-one;

Also, Senate Bill No. 78—Substitute for Senate Bills Nos. 4, 14, and 18—An Act to redistrict the State of Nevada;

Also, Senate Bill No. 83—An Act supplementary to an Act for the more effectual prevention of cruelty to animals, approved March seventh, eighteen hundred and seventy-three;

Have been carefully compared with the originals and found correctly engrossed.

W. C. GRIMES, Chairman.

Mr. PRESIDENT: Your Standing Committee on Claims, to whom was referred Senate Bill No. 55—An Act for the relief of S. H. Marlette—beg leave to report a substitute for the same, embracing the amount allowed by the present Board of Examiners, and recommend its passage.

O. K. STAMPLEY, Chairman.

Mr. PRESIDENT: Your Standing Committee on Ways and Means, to whom was referred Senate Bill No. 57—An Act in aid [of the construction] of the State Prison;

And Senate Bill No. 71—An Act to provide for the completion of the State Prison;

Beg leave to report that they have had the same under consideration, and herewith submit a substitute for both of the above named bills, entitled an Act in aid of the construction of the State Prison of

the State of Nevada, with the recommendation from the majority of your committee that it do pass.

H. A. COMINS, Chairman.

Mr. PRESIDENT: Your Standing Committee on Ways and Means have had under consideration Assembly Bill No. 85—Entitled an Act to provide for the purchase, for the benefit of the State School Fund, of the bonds of this State known as the Territorial bonds—and beg leave to report favorably on the same, with the recommendation that it do pass.

H. A. COMINS, Chairman.

Mr. PRESIDENT: Your Standing Committee on Corporations, to whom was referred Senate Bill No. 97—An Act to grant certain privileges to gas companies—have had the same under consideration, beg leave to report favorably thereon, and recommend it do pass.

W. R. KING, Chairman.

Mr. PRESIDENT: Your Standing Committee on Mines and Mining, to whom was referred Assembly Bill No. 75—An Act supplementary to an Act entitled “An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto,” approved March second, eighteen hundred and seventy-five—beg leave to report that they have had the same under consideration, and report it back to the Senate, with the recommendation that it do pass.

E. A. SCHULTZ, Chairman.

Mr. PRESIDENT: Your Standing Committee on Enrollment beg leave to report that Senate Bill No. 45—An Act to amend an Act entitled “An Act to provide for the maintenance and supervision of public schools;”

Also, Assembly Substitute for Senate Bill No. 76—An Act requiring persons slaughtering horned cattle to keep the hide and ears ten days, and punishing a failure so to do;

Also, Senate Bill No. 87—An Act authorizing the Board of County Commissioners of Lyon County to build a jail at Silver City, in said county, and to appropriate money for the same;

Have been carefully compared with the engrossed copies thereof, and found correctly enrolled, and have been this day delivered to the Governor for his approval.

W. M. BOARDMAN, Chairman.

REPORT OF SELECT COMMITTEE.

Mr. PRESIDENT: Your select committee, consisting of Storey County delegation, to whom was referred Assembly Bill No. 78—Entitled an Act to amend an Act entitled “An Act to incorporate the Town of Gold Hill,” approved February twenty-first, eighteen hundred and seventy-three—beg leave to report, that they have had the same under consideration, and recommend it do pass.

S. W. CHUBBUCK, of Committee.

Mr. Comins moved that the message from the Controller of State, as here follows, be taken up.

Carried.

STATE CONTROLLER'S OFFICE,
CARSON, Nevada, February 9, 1877. }

To the honorable the Senate:

In compliance with your resolution, I herewith transmit a statement showing the amount allowed, amount paid, and amount due each claimant, under an Act to provide for the payment of certain claims for the construction and completion of the State Capitol, as the same appears from the books and vouchers of this office.

Respectfully,

W. W. HOBART,
State Controller.

On motion, the above message from Controller of State was placed on file, accompanying the bill of Peter Cavanaugh.

MOTIONS AND RESOLUTIONS.

Mr. Baker moved that the Substitute for Senate Bills Nos. 4 and 18 be handed to the printer for printing.

Carried.

Mr. Piper introduced Senate Concurrent Resolution No. 21—Relative to visiting State Orphans' Home.

Read and adopted.

By Mr. Blair:

Resolved, That the Controller of State is hereby directed to draw his warrant on the State Legislative Fund in favor of the Sergeant-at-Arms, for the sum of two hundred (\$200) dollars, for supplies furnished Senate Chamber.

Adopted.

Mr. Stampley introduced Senate Concurrent Resolution No. 22—Relative to purchase of homeographic chart.

Laid on the table.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, February 9, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Concurrent Resolution No. 20—Relative to election of Warden of Prison—which was this day concurred in by the Assembly.

Also, Assembly Bill No. 34—Entitled an Act to amend an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one—which passed the Assem-

bly on eighth instant by the following vote: Yeas, 27; nays, 21—the Assembly having this day refused to reconsider said vote.

Also, Assembly Bill No. 44—Entitled an Act for the protection of miners—which this day passed the Assembly by the following vote: Yeas, 45; nays, 3.

Also, Assembly Bill No. 97—Entitled an Act to amend an Act entitled “An Act to amend an Act entitled an Act for the purpose of placing the finances of Lyon County upon a permanent cash basis, and to provide for the payment of the outstanding indebtedness of said county,” approved February fourth, eighteen hundred and sixty-nine, approved February twenty-eighth, eighteen hundred and seventy-one.

Also, to notify your honorable body that Messrs. Grey, Bell, and Powers were this [day] appointed, by the Speaker of the Assembly, a committee on the part of the Assembly, in compliance with Joint Rule No. 16 of Senate and Assembly.

Also, to inform your honorable body that the Assembly this day adopted the report of the conference committee upon Senate amendments to Assembly Bill No. 61—Entitled an Act to amend an Act concerning crimes and punishments, approved November twenty-sixth, eighteen hundred and sixty-one—that the Assembly be asked to recede from its objection to the amendment.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

Leave of absence was granted to Messrs. Rickey and McConnell.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Baker, by leave and without previous notice, introduced Senate Bill No. 100—An Act to appropriate money for the payment of certain claims against the State of Nevada.

Read first time, rules were suspended, bill read second time by title, ordered printed, and referred to the Committee of the Whole.

Mr. Farrell introduced Senate Bill No. 101—An Act to amend an Act entitled “An Act concerning stray animals,” approved November eighth, eighteen hundred and sixty-one.

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Agriculture.

Mr. Blair, by leave and without previous notice, introduced Senate Bill No. 102—An Act to amend an Act regulating proceedings in criminal cases.

Read first time, rules were suspended, bill read second time by title, ordered printed, and referred to Committee on Judiciary.

Mr. Comins, by leave and without previous notice, introduced Senate Bill No. 103—An Act to amend an Act entitled “An Act to provide revenue for the support of the government of the State of Nevada.”

Read first time, rules were suspended, bill read second time by title, ordered printed, and referred to Committee on Ways and Means.

Mr. Shepherd introduced Senate Bill No. 104—An Act to amend an Act entitled “An Act concerning juries,” approved March fifth, eighteen hundred and seventy-three.

Read first time, rules were suspended, bill read second time by title, ordered printed, and referred to the Committee on Judiciary.

Mr. Stewart, by leave and without previous notice, introduced Senate Bill No. 105—An Act to amend an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one, as amended February twenty-seventh, eighteen hundred and sixty-six.

Read first time, rules were suspended, bill read second time by title, ordered printed, and referred to Committee on Judiciary.

Mr. Piper, by leave and without previous notice, introduced Senate Bill No. 106—An Act for the relief of L. Reynolds.

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Claims.

Mr. Cassidy, by leave and without previous notice, introduced Senate Bill No. 107—An Act providing for the payment of the service of the late C. E. DeLong in the prison investigation case.

Read first time, rules were suspended, bill read second time by title, and referred to the Committee of the Whole.

Mr. Garrard, by leave and without previous notice, introduced Senate Bill No. 108—An Act creating Expense Fund for Esmeralda County.

Read first time, rules were suspended, bill read second time by title, considered engrossed, rules further suspended, the bill [read] the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westersfield—22.

NAYS—None.

Mr. Ross, by leave and without previous notice, introduced Senate Bill No. 109—An Act to amend an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and define their duties," approved March eighth, eighteen hundred and seventy-five.

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Judiciary.

Assembly Bill No. 34—An Act to amend an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one.

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Judiciary.

Assembly Bill No. 44—An Act for the protection of miners.

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Mines and Mining.

Assembly Bill No. 97—An Act to amend an Act entitled "An Act to amend an Act placing the finances of Lyon County on a cash basis."

Read first time, rules were suspended, bill read second time by title, and placed on general file.

Committee from the Assembly entered and notified the Senate of the Assembly's readiness to go into Joint Convention for the purpose of electing a Warden for the State Prison, and in compliance with this notice, Senators proceeded to the Assembly Chamber.

Senators reassembled in the Senate Chamber immediately after the

adjournment of the Joint Convention, when Mr. King moved that the Senate take a recess until two o'clock.

Carried.

So, at twelve o'clock and twenty minutes, the Senate recessed.

IN SENATE.

At two o'clock P. M.

Roll called.

Senators present—Messrs. Baker, Blair, Boardman, Chubbuck, Dickinson, Edwards, Farrell, King, Martin, McConnell, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Wescoatt—17.

Leave of absence granted to Committee on Ways and Means.

Mr. Martin moved to adjourn.

Carried.

So, at two o'clock and six minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—FORTY-FOURTH DAY.

CARSON CITY, February 13, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stone, Wescoatt, and Westerfield—24.

Absent—Mr. Stewart—1.

Prayer by the Chaplain, Rev. J. D. Hammond.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

MR. PRESIDENT: Your Standing Committee on Roads and Bridges have had under consideration Assembly Bill No. 82—An Act to prohibit animals from being ridden or driven over any toll or county bridge in this State faster than a walk—have come to a favorable conclusion, and recommend that it do pass.

CHARLES McCONNELL, Chairman.

Mr. PRESIDENT: Your Standing Committee on Corporations, to whom was referred Senate Bill No. 95—An Act to amend sections two and four of an Act entitled “An Act granting the right of way for a railroad,” etc.—have had the same under consideration, and report favorably thereon, and recommend that it do pass.

W. R. KING, Chairman.

Mr. PRESIDENT: Your Standing Committee on Public Morals, to whom was referred Senate Bill No. 99—Entitled an Act to restrict and regulate gambling—have had the same under consideration, have come to no conclusion thereon, and respectfully report the same back to the Senate without recommendation.

Respectfully submitted.

JOHN PIPER, Chairman.

Mr. PRESIDENT: Your Standing Committee on Education have had the report of the Board of Regents of State University, for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six, under consideration, and beg leave to report the same back, with the accompanying concurrent resolution, and recommend the passage of the same.

T. N. STONE, Chairman.

SPECIAL COMMITTEES.

Mr. PRESIDENT: Your committee, the Storey County delegation, to which was referred Senate Bill No. 73—Entitled an Act to repeal an Act entitled “An Act to regulate the Fire Department of the City of Virginia,” approved February twentieth, eighteen hundred and sixty-four, and concerning the abolition of said department—respectfully report that they have had the same under consideration, and submit in lieu thereof, as a substitute, a bill entitled an Act to repeal an Act entitled “An Act to regulate the Fire Department of the City of Virginia,” approved February twentieth, eighteen hundred and sixty-four, with the recommendation that the same do pass.

Respectfully submitted.

JOHN PIPER, Chairman.

Mr. PRESIDENT: The Joint Committee of the Senate and Assembly on Public Printing, to whom was referred the matter of copying and printing the Census of eighteen hundred and seventy five, beg leave to report that they have had the same under consideration, and find that all work relating to the printing of said Census, except the printing in the Appendix to the Journals, has been done, and that nearly eight thirteenths ($\frac{8}{13}$) of the same have been copied into large bound volumes, to be deposited in the Secretary of State's office, and can be completed for about eight hundred dollars. The expense of copying the Census for the State Printer has been paid, and considerably more than one half ($\frac{1}{2}$) the expense of copying into the archives for the Secretary of State's office has been already incurred, so that the only saving that could be accomplished by stopping the work now would be the eight hundred dollars above mentioned, in addition to the cost of printing in the Appendix to the Journals. Therefore, your committee would recommend that the copying of said Census into the archives for the Secretary of State's

office be completed, and that a concurrent resolution be adopted directing the Secretary of State and State Printer to exclude said Census from the Appendix to the Journals.

M. J. FARRELL,
Chairman of Senate Committee.
O. H. GREY,
Chairman Assembly Committee.

Report as above adopted.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, February 12, 1877. }

To the honorable the Senate:

I have this day approved and deposited in the office of the Secretary of State, Senate Bill No. 76—An Act requiring persons slaughtering horned cattle to keep the hides and ears ten days, and punishing a failure so to do;

Also, Senate Bill No. 45—An Act to amend an Act entitled "An Act to provide for the maintenance and supervision of public schools," approved March twentieth, eighteen hundred and sixty-five, as amended March eighth, eighteen hundred and sixty-seven;

Also, Senate Bill No. 44—An Act to authorize the County Commissioners of Washoe County to issue bonds for the construction of a county bridge across the Truckee River at Reno, in said county, and to provide for the payment of the same;

Also, Senate Bill No. 87—An Act authorizing the Board of County Commissioners of Lyon County, Nevada, to build a jail at Silver City, in said county, and to appropriate money for the same.

L. R. BRADLEY, Governor.

MOTIONS AND RESOLUTIONS.

Mr. Comins moved that the Committee on Ways and Means be allowed to withdraw the report made by it yesterday on substitute for Senate Bills Nos. 57 and 71.

Carried.

Leave of absence was granted to Mr. Stewart.

Mr. Creswell moved that Senate Bill No. 56 be taken from the table and placed on general file.

Carried.

Mr. Cassidy moved that the rules be suspended, and that Senate Bill No. 56 be placed on its third reading.

Carried.

Senate Bill No. 56—An Act to amend an Act entitled "An Act to regulate fees and compensation for official and other services in the State of Nevada," approved March ninth, eighteen hundred and sixty-five, approved March sixth, eighteen hundred and seventy-five.

Mr. Comins moved to strike out the words "forty" and "seventy-five cents," wherever they appear in the bill, and insert in lieu thereof, the words "fifty cents."

Mr. Baker moved to amend by striking out the words "five hundred

miles," and "forty," and "seventy-five cents," wherever they occur in the bill, and insert in their stead, "sixty cents."

Ayes and noes were called for by Messrs. Comins, Baker, and Creswell, and the amendment was lost by the following vote:

YEAS—Messrs. Baker, Dickinson, Martin, Shepherd, Stamply, Stone, and Wescoatt—7.

NAYS.—Messrs. Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, McConnell, Piper, Rickey, Ross, Schultz, and Westerfield—16.

Leave of absence was granted to Mr. Chubbuck.

Question being on the amendment of Mr. Comins, the ayes and noes were called for by Messrs. McConnell, Baker, and Creswell, and the amendment lost by the following vote:

YEAS—Messrs. Blair, Boardman, Comins, Garrard, Grimes, McConnell, Ross, Shepherd, and Wescoatt—9.

NAYS—Messrs. Baker, Cassidy, Creswell, Dickinson, Edwards, Farrell, King, Martin, Schultz, Stamply, Stone, and Westerfield—12.

Mr. Comins moved that the Senate take a recess for one hour.

Carried.

So, at one o'clock, the Senate took recess.

After recess, the Senate met at two o'clock P. M.

Senators present—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Edwards, Farrall, Garrard, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, Stone, and Westerfield—19.

Mr. Cassidy moved that Senate Bill No. 56 be recommitted to a committee of one, consisting of Mr. Creswell, the author of the bill, for amendment.

Carried.

Mr. Baker moved that Senate Bill No. 81 be considered engrossed, and placed on general file.

Carried.

On motion of Mr. Westerfield, a resolution offered by Mr. Edwards on the eleventh day of January, adding Mr. Wescoatt to the Committee on Ways and Means, was read for information.

Senate Concurrent Resolution No. 23—Relative to printing report of the Regents of the State University—was referred to Joint Committee on Printing.

By Mr. Blair:

Resolved, That the Controller of State is hereby directed to draw his warrant on the State Legislative Fund in favor of M. H. Lennon, for the sum of sixteen dollars and thirty-three cents (\$16 33), for repairing furnaces.

Adopted.

Mr. Comins moved that the rules be suspended and Senate Bill No. 78 be taken up and placed on its third reading.

Carried.

Senate Bill No. 78—An Act to redistrict the State of Nevada.

The Secretary corrected a clerical error in the bill, by order of the

Senate, and, as corrected, was read third time and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stone, Wescoatt, and Westerfield—22.

NAYS—None.

Mr. Stampley moved that Senate Concurrent Resolution No. 22 be taken up and disposed of.

Carried.

Senate Concurrent Resolution No. 22—Relating to the purchase of homeographic charts.

Mr. Rickey moved that the resolution be laid on the table until the first day of March.

Mr. Comins moved to amend by laying on the table.

Carried.

Mr. Rickey moved that Substitute for Assembly Bill No. 6 be taken up and placed on general file.

Carried.

Leave was granted to Mr. Creswell to report amendments to Senate Bill No. 56.

Mr. Cassidy moved that Senate Bill No. 59 be placed on general file.

Carried.

MESSAGES FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, February 12, 1877. }

To the honorable the Senate:

I have the honor to inform your honorable body that the Senate amendments to Assembly Bill No. 36 were this day adopted by the following vote: Yeas, 44; nays, none. The title of the bill is—An Act to amend an Act entitled “An Act concerning crimes and punishments,” approved November twenty-sixth, eighteen hundred and sixty-one.

Also, to inform your honorable body that the Assembly this day receded from amendments Nos. 13 and 14 to Senate Bill No. 10—Entitled an Act to protect the owners of stock shares and other interests in the mineral and metal-yielding mines of this State—and to return said bill herewith.

Also, to return Senate Bill No. 42—Entitled an Act in relation to erection and maintenance of bridges—which this day passed the Assembly by the following vote: Ayes, 44; noes, 1.

Also, to transmit Assembly Bill No. 62—Substitute for Assembly Bills Nos. 5, 46, and 62—Entitled an Act amendatory of an Act entitled “An Act to provide for the maintenance and supervision of public schools,” approved March twentieth, eighteen hundred and sixty-five, and of Acts amendatory thereof—which this day passed the Assembly by the following vote: Yeas, 43; nays, none.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
 CARSON CITY, February 13, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Concurrent Resolution No. 21—In relation to a visit to the State Orphans' Home by the Legislature—which was this day lost in the Assembly by the following vote: Yeas, 23; nays, 25.

Also, to transmit to your honorable body Assembly Concurrent Resolution No. 26—Relative to leave of absence to A. J. Sheppard, Treasurer of Humboldt County—which was this day adopted by the Assembly.

Also, to inform your honorable body that the Senate amendments to Assembly Bill No. 81—Entitled an Act to punish the fraudulent and willful mismarking or misbranding of stock, and the fraudulent killing of stock running at large, and the cutting out or obliterating the brand on any animal and the selling or buying any hide or carcass or animal the brand on which has been cut [out] or obliterated—were this day adopted by the Assembly by the following vote: Yeas, 46; nays, none.

Respectfully,

MOSES D. WHEELER,
 Assistant Clerk.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Ross, by leave and without previous notice, introduced Senate Bill No. 111—An Act to provide for the better enforcement of an Act to amend an Act entitled "An Act to prevent destruction of fish."

Read first time, rules were suspended, bill read second time by title, considered engrossed, and placed on general file.

Mr. Blair, by leave and without previous notice, introduced Senate Bill No. 112—An Act increasing the salaries, fees, and emoluments of county officers.

Read the first time, rules were suspended, the bill read second time, and referred to Committee on Judiciary.

Mr. Boardman, by leave and without previous notice, introduced Senate Bill No. 113—An Act to prevent the keeping or letting of disorderly houses or inns.

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Public Morals.

Mr. Comins, by leave and without previous notice, introduced Senate Bill No. 114—An Act to amend an Act to provide revenue for the support of the government.

Read first time, rules were suspended, read second time by title, and referred to Committee on Ways and Means.

Mr. Schultz, by leave and without previous notice, introduced Senate Bill No. 115—An Act to reincorporate the City of Virginia, and to provide for the government thereof, and to repeal all other Acts in relation thereto.

Read first time, rules were suspended, bill read second time by title, and referred to Storey County delegation.

Assembly Bill No. 62—An Act amendatory of an Act to provide for

the maintenance of public schools, approved March twentieth, eighteen hundred and sixty-five.

Read first time, rules were suspended, the bill read second time by title, and referred to Committee on Education.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 56—An Act to amend an Act entitled "An Act to regulate fees and compensation for official and other service in the State of Nevada, approved March ninth, eighteen hundred and sixty-five, approved March sixth, eighteen hundred and seventy-five, with the amendments adopted.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Cassidy, Creswell, Dickinson, Edwards, Farrell, King, Martin, McConnell, Rickey, Schultz, Stampley, Stone, and Westerfield—14.

NAYS—Messrs. Blair, Boardman, Comins, Garrard, Grimes, Ross, Shepherd, and Wescoatt—8.

Mr. McConnell gave notice that he would, on to-morrow, move to reconsider the vote by which Senate Bill No. 56 has just passed.

Senate Bill No. 58—An Act to amend an Act to regulate the settlement of the estates of deceased persons, approved November twenty-ninth, eighteen hundred and sixty-one.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stone, Wescoatt, and Westerfield—22.

NAYS—None.

Senate Bill No. 68—An Act to amend an Act entitled "An Act to regulate settlement of the estates of deceased persons," approved November twenty-ninth, eighteen hundred and sixty-one.

Was amended, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stone, Wescoatt, and Westerfield—21.

NAYS—None.

Senate Bill No. 72—An Act to authorize and require the payment of rewards in certain cases.

Amended, read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stone, Wescoatt, and Westerfield—21.

NAYS—None.

Substitute Assembly [Bill] No. 6—An Act to amend an Act entitled

“An Act to provide revenue for the support of the government of the State of Nevada.”

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, McConnell, Ross, Shepherd, Schultz, Stampley, Stone, and Wescoatt—19.

NAYS—Messrs. Rickey and Westerfield—2.

Mr. Farrell moved to take a recess until seven o'clock this evening.
Lost.

Mr. Cassidy moved that the special order set for seven o'clock this evening, be postponed until to-morrow evening, at seven o'clock.

Carried.

Mr. Edwards moved to adjourn.

Carried.

So, at four o'clock, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—FORTY—FIFTH DAY.

CARSON CITY, February 14, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Rickey, Ross, Schultz, Shepherd, Stampley, Stewart, Stone, and Wescoatt—22.

Absent—Messrs. Blair, Piper, and Westerfield—3.

Prayer by the Chaplain, Rev. J. D. Hammond.

Journal read and approved.

Leave of absence was granted to Messrs. Blair, Piper, and Westerfield.

President appointed Senator Chubbuck of the committee to visit the State University at Elko, instead of the committee consisting of Senator Blair, who is unable to make the visit.

REPORTS OF STANDING COMMITTEES.

Mr. Comins moved that the rules be suspended, and Senate Bill 110—

substitute for Senate Bills Nos. 57 and 71—ordered printed, and referred to the Committee of the Whole.

Carried.

Mr. Cassidy moved that the above vote, by which Substitute 110 was referred, be reconsidered.

Carried.

Mr. Cassidy moved that Substitute 110 be adopted.

Mr. Edwards moved to amend by laying the substitute on the table, until the reports of committees in reference to the Substitute 110 be received.

Carried.

Mr. PRESIDENT: Your Standing Committee on Judiciary have had under consideration Senate Bill No. 93—An Act in relation to costs in criminal cases in the Courts of Justice of the Peace in the State of Nevada—and beg leave to report favorably on the same as amended, and recommend that it do pass.

Also, Assembly Bill No. 51—An Act to amend an Act entitled “An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto”—and beg leave to report unfavorably on the same, with the recommendation that it do not pass.

Also, Senate Bill No. 105—An Act to amend an Act entitled “An Act concerning crimes and punishments”—and beg leave to report favorably on the same as amended, with the recommendation that it do pass.

Also, Senate Bill No. 109—An Act to amend an Act entitled “An Act to create a Board of County Commissioners in the several counties in this State, and to define their duties and powers”—and beg leave to report unfavorably on the same, with the recommendation that it do not pass.

Also, Senate Bill No. 86—An Act to amend an Act entitled “An Act to regulate proceedings in civil cases in the Courts of justice in this State, and repeal all other Acts in relation thereto”—and beg leave to report favorably on the same as amended, and recommend that it do pass.

Also, Senate Bill No. 104—An Act to amend an Act entitled “An Act concerning juries”—and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 102—An Act to amend an Act to regulate proceedings in civil cases in the Courts of justice in this State, and to repeal all other Acts in relation thereto—and beg leave to report favorably on the same as amended, with the recommendation that it do pass.

G. W. BAKER, Chairman.

Mr. PRESIDENT: Your Standing Committee on Ways and Means have had Senate Bill No. 114—Entitled an Act to amend an Act entitled “An Act to amend an Act to provide revenue for the support of the government of the State of Nevada,” approved March ninth, eighteen hundred and sixty-five, approved March sixth, eighteen hundred and seventy-five—under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

H. A. COMINS, Chairman.

MR. PRESIDENT: Your Standing Committee on Ways and Means have had Senate Bill No. 103—Entitled an Act to amend an Act entitled “An Act to provide revenue for the support of the government of the State of Nevada,” approved March ninth, eighteen hundred and sixty-five—under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

H. A. COMINS, Chairman.

The committee appointed to visit State Prison building at Reno made their report, and, on motion of Mr. Edwards, the report was laid on the table.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, February 14, 1877. }

To the honorable the Senate:

I herewith transmit the biennial report of H. R. Whitehill, State Mineralogist, for the years eighteen hundred and seventy-five and eighteen hundred and seventy-six.

L. R. BRADLEY, Governor.

MOTIONS AND RESOLUTIONS.

Mr. Shepherd, out of order and by leave, presented the following petition from A. F. Tennant:

CARSON CITY, NEVADA, February 13, 1877.

To the honorable the Senate of the State of Nevada:

The undersigned respectfully proposes to copy the remaining uncopied matter, which will make the Appendix to the Journal of the proceedings of the Senate's present session, for the sum of four hundred (400) dollars, gold coin, in time to meet the requirements of the law.

I have the honor to be,

Very respectfully,

A. F. TENNANT.

The above proposal was referred to Joint Committee on Printing.
By Mr. McConnell:

Resolved, That the copying of the remaining portion of the uncopied official reports and documents of officers, which properly belong to the Appendix to the Senate Journal for the present session, as presented, be given to A. F. Tennant, and that the sum of four hundred (400) dollars be allowed therefor.

Resolved, That Secretary of the Senate be and he is hereby directed to deliver to the said A. F. Tennant all official reports and documents not already copied in said Appendix book, and the said book, or such as may be required for that purpose.

Resolved, That on the presentation of a certificate from the Secretary

of State of the filing of said Appendix book, with all of said reports, etc., copied thereon, to the State Controller, by the said A. F. Tennant, the said State Controller is hereby required to issue his warrant in favor of the said Tennant for the sum of four hundred dollars, on the State Treasurer, payable out of the Senate Legislative Fund.

The foregoing was referred to Joint Committee on Printing.

By Mr. Farrell:

Resolved, That in the case of Cohn vs. Stone, the parties be allowed to appear by counsel before the Senate.

Adopted.

By Mr. Ross:

Resolved, That the Senate meet hereafter at half-past ten o'clock A. M., for the transaction of business.

Adopted.

Mr. McConnell moved that the vote by which Senate Bill No. 56 was passed, be now reconsidered.

Mr. King moved to indefinitely postpone the motion to reconsider.

Ayes and noes were called for by Messrs. King, Cassidy, and Baker, with the following result:

YEAS—Messrs. Baker, Cassidy, Chubbuck, Creswell, Dickinson, Edwards, Farrell, Garrard, King, Martin, Piper, Rickey, Schultz, Stampley, Stone, and Wescoatt—13.

NAYS—Messrs. Boardman, Comins, Grimes, McConnell, Ross, Shepherd, Stewart, and Westerfield—8.

Mr. Baker, out of order, by leave, and without previous notice, introduced Senate Bill No. 116—An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in Courts of justice."

Read first time, rules were suspended, the bill read second time by title, ordered printed, and referred to the Committee on Judiciary.

Mr. Rickey moved that the Senate take a recess for one hour.

Carried.

So, at twelve o'clock and twenty-seven minutes, the Senate took a recess.

After recess, and at one o'clock and twenty-seven minutes.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Boardman, Chubbuck, Dickinson, Farrell, Grimes, King, McConnell, Rickey, Ross, Shepherd, Stampley, Stewart, and Stone—14.

Mr. Baker moved a call of the House.

Carried.

Senators presenting themselves by entrance to the Senate Chamber, a further proceeding under the call was on motion suspended—dispensed with.

Mr. Stampley moved that the Senate resolve itself into Committee of the Whole.

Mr. King in the chair of the Committee of the Whole.

In time, the committee rose and made the following report:

Mr. PRESIDENT: Your Committee of the Whole have had under consideration Senate Bill No. 82—An Act for the relief of Z. S. Eldredge, and recommend that it do not pass;

Also, Senate Bill No. 88—An Act to provide for the payment of certain claims against the State of Nevada.

Referred back to the author of the bill to amend the bill, by setting forth the principal, with interest at the rate of ten per cent. per annum for two years, instead of interest at said rate for six years, and recommend that the bill do pass with that amendment.

Also, Senate Bill No. 89—An Act for the relief of Pacific Borax Company—and report unfavorable, and that the bill do not pass.

Also, Senate Bill No. 90—An Act for the relief of John Rooney—and report unfavorable, and that it do not pass.

Also, Senate Bill No. 91—An Act for the relief of Edward Luban—and report favorable on the same, and that the bill do pass.

IN SENATE.

Lieutenant Governor Adams in the chair.

Leave of absence was granted to Messrs. Wescoatt and Rickey.

Mr. Cassidy moved that the rules be suspended, and that Assembly Bill No. 85 be taken up and placed upon its third reading.

Carried.

Assembly Bill No. 85—An Act to provide for the purchase, for the benefit of the State School Fund, of the bonds of this State known as the Territorial bonds.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Ross, Shepherd, Stampley, Stewart, and Stone—19.

NAYS—None.

Mr. Comins moved to adjourn.

Lost.

Mr. Farrell moved that the Senate take a recess until seven o'clock this evening.

Carried.

So, at four o'clock and twelve minutes, the Senate took recess.

IN SENATE.

After recess, at seven o'clock P. M.

Lieutenant Governor Adams in the chair.

Senators present—Messrs. Baker, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Garrard, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Stampley, and Stewart—18.

On motion of Mr. Baker, the special order—Cohn vs. Stone—was immediately taken up, and Mr. A. C. Ellis commenced his argument in behalf of Mr. Cohn, and continued until half-past ten o'clock. At that time the special order was, on motion, continued until to-morrow evening, at seven o'clock.

Mr. Stewart moved to adjourn.

Carried.

So, at ten o'clock and thirty minutes, Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—FORTY-SIXTH DAY.

CARSON CITY, February 15, 1877.

Senate met at ten o'clock and thirty minutes A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Grimes, King, Martin, McConnell, Piper, Rickey, Shepherd, Stampley, Stewart, Stone, and Wescoatt—21.

Absent—Messrs. Garrard, Ross, Schultz, and Westerfield—4.

Journal read and approved.

Leave of temporary absence was granted to the Committee on Ways and Means.

Leave of absence was also granted to Senators Ross and Schultz.

Mr. Martin, out of order, by leave, and without previous notice, introduced Senate Bill No. 117—An Act to appropriate certain money to perfect the title to the property known as the State Prison property.

Read first time, rules were suspended, bill read second time by title, ordered printed, and referred to the Committee of the Whole.

REPORT OF STANDING COMMITTEE.

MR. PRESIDENT: Your Standing Committee on the Judiciary have had under consideration Senate Bill No. 116—An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in the Courts of justice of this State"—and beg leave to report favorably thereon, and recommend its passage.

G. W. BAKER, Chairman.

REPORT OF SPECIAL COMMITTEE.

MR. PRESIDENT: Your special committee of one, to whom was referred Senate Bill No. 88—An Act to provide for the payment of certain claims against the State of Nevada therein mentioned—with instruc-

tions to amend, beg leave to report that your committee has performed its duties as instructed.

T. B. RICKEY, Committee.

Mr. Baker, out of order, by leave, presented the following petition, which was referred to the Joint Committee on Printing:

CARSON CITY, 1877.

To the honorable the Senate:

The undersigned propose to copy the reports of the State officers, and such other matter as is required to be placed in the Appendix of the Senate Journal, for two hundred and fifty dollars, and to have the same ready in time to meet the requirements of the law.

T. V. JULIEN,
H. I. NORTON.

MOTIONS AND RESOLUTIONS.

Mr. Chubbuck moved that Senate Bill No. 12 be taken from the table and placed on general file.

Carried.

Mr. Edwards introduced Senate Joint Resolution No. 5—Relative to swamp and overflowed lands.

Read first time, rules were suspended, resolution read second time by title, considered engrossed, and placed on general file.

Mr. Cassidy introduced Senate Concurrent Resolution No. 24—Relative to printing the State Mineralogist's report.

And was referred to Joint Committee on Printing.

Mr. Edwards introduced Senate Joint Resolution No. 6—In relation to swamp and overflowed lands.

Read first time, rules were suspended, resolution read second time by title, considered engrossed, and placed on general file.

Mr. Shepherd introduced Senate Joint Resolution No. 7—Relative to lands granted by Congress to the State of Nevada.

Read first time, rules were suspended, resolution read second time by title, ordered printed, and referred to Committee on Federal Relations.

Mr. Baker moved that the Senate resolve itself into the Committee of the Whole.

Carried.

Mr. Baker in the chair of the Committee of the Whole.

In time the committee rose, and made the following report:

Mr. PRESIDENT: Your Committee of the Whole have had under consideration the following bills:

Senate Bill No. 100—An Act to appropriate money for the payment of certain claims against the State—and after full investigation recommend the engrossment and passage of the bill.

Assembly Bill No. 91—An Act to provide for the payment of the State's proportion of the extraordinary expenses for assistant counsel incurred in the several cases brought to enforce and resist the collection of the tax on the proceeds of mines during the twelfth fiscal year—and recommend its passage.

Senate Bill No. 117—An Act to appropriate certain money to perfect

the title to the property known as the State Prison property—and recommend it do pass.

Senate Bill No. 107—An Act providing for the payment of the services of the late Charles E. DeLong, in the prison investigation case—and recommend it do pass.

IN SENATE.

Lieutenant Governor Adams in the chair.

Mr. Stewart, out of order and by leave, moved that Senate Bill No. 10 be reëngrossed.

Carried.

Mr. Chubbuck moved that the Senate take a recess until two o'clock.

Carried.

So, at one o'clock and thirteen minutes, the Senate took recess.

After recess, at two o'clock.

Lieutenant Governor Adams in the chair.

Quorum present.

On motion of Mr. Stampley, Substitute for Senate Bill No. 55 was taken up.

Then, on motion of Mr. Stampley, the substitute was adopted, and referred to Committee of the Whole.

Mr. Cassidy moved that all bills which have been acted upon by the Committee of the Whole be taken up and acted upon.

Carried.

Senate Bill No. 88.

Amendments adopted and bill ordered engrossed.

Senate Bill No. 82.

Indefinitely postponed.

Senate Bill No. 91.

Ordered engrossed.

Senate Bill No. 90.

Indefinitely postponed.

Substitute for Senate Bill No. 73.

Adopted, considered engrossed, and placed on general file.

Senate Bill No. 105.

Amendments adopted and ordered engrossed.

Senate Bill No. 109—An Act to create a Board of County Commissioners in the several counties of this State, and defining their duties, approved March eighth, eighteen hundred and sixty-five.

Indefinitely postponed.

Senate Bill No. 89—An Act for the relief of the Pacific Borax Company.

Indefinitely postponed.

Senate Bill No. 107.

Ordered engrossed.

Senate Bill No. 114.

Ordered engrossed.

Senate Bill No. 99.

Ordered engrossed.

Senate Bill No. 97.

Ordered engrossed.

Senate Bill No. 95.

Ordered engrossed.

Senate Bill No. 94—An Act to provide revenue for the State of Nevada, approved March fifth, eighteen hundred and sixty-nine.

Indefinitely postponed.

Senate Bill No. 86.

Amendments adopted and ordered engrossed.

Senate Bill No. 117.

Ordered engrossed.

Senate Bill No. 102.

Amendments adopted and ordered engrossed.

Senate Bill No. 104.

Considered engrossed and placed on general file.

Senate Bill No. 100.

Ordered engrossed.

Senate Bill No. 93.

Amendments adopted and ordered engrossed.

Senate Bill No. 116.

Considered engrossed and placed on general file.

Mr. Grimes, out of order and by leave, reports:

Mr. PRESIDENT: Your Standing Committee on Engrossment beg leave to report that Senate Bill No. 88—An Act to provide for the payment of certain claims against the State of Nevada therein mentioned—has been carefully compared with the original, and found correctly engrossed.

W. C. GRIMES, Chairman.

Mr. Ross, out of order and by leave, reports:

Mr. PRESIDENT: Your Senate Committee on Agriculture and Manufactures have had Senate Bill No. 101 under consideration—An Act to amend an Act entitled “An Act concerning estray animals, approved November eighth, eighteen hundred and sixty-one”—and beg leave to report a substitute bill, and recommend that said substitute be adopted in lieu of Bill No. 101, and the same be passed.

WM. L. ROSS, Chairman.

Senate Bill No. 108—a substitute for Senate Bill No. 101—was read, adopted, and ordered engrossed.

MESSAGES FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, February 13, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Bill No. 49—Entitled an Act to amend an Act entitled “An Act in relation to highways,” approved March fifteenth, eighteen hundred and seventy-five—which was this day amended by the introduction of a new section one, and making all the sections of the original bill higher in number by one than before, and which, as amended, passed the Assembly by the following vote: Yeas, 45; nays, none.

Also, Senate Bill No. 63—Entitled an Act to prevent cruelty to

women in the State of Nevada—which this day passed the Assembly by the following vote: Yeas, 31; nays, 14.

Also, Senate Bill No. 70—Entitled an Act for the relief of Frank F. Johnson—which was this day indefinitely postponed in the Assembly.

Also, Senate Bill No. 75—[Entitled] an Act to admit to probate a certain paper purporting to be the last will and testament of Thomas Sheehan—which this day passed the Assembly by the following vote: Yeas, 43; nays, none.

Also, Senate Joint Resolution No. 2—In regard to encouraging the boring of artesian wells—which this day failed to pass the Assembly by the following vote: Yeas, 24; nays, 19.

Also, to transmit to your honorable body, Substitute for Assembly Bill No. 13—Entitled an Act to amend an Act entitled “An Act to provide for the registration of the names of electors, and to prevent frauds at elections—which this day passed the Assembly by the following vote: Yeas, 29; nays, 15.

Also, Assembly Bill No. 77—Entitled an Act to create inspectors, and to provide for the inspection of gas meters—which this day passed the Assembly by the following vote: Yeas, 41; nays, none.

Also, Assembly Concurrent Resolution No. 27—Granting leave of absence to P. B. Comstock, County Clerk of Washoe County—which this day unanimously passed the Assembly.

Also, Senate Bill No 108—Entitled an Act to create a Current Expense Fund for Esmeralda County—which this day passed the Assembly by the following vote: Yeas, 44; nays, none.

Also, to transmit Assembly Bill No. 80—Entitled an Act to amend an Act entitled an Act to incorporate Carson City, approved February twenty-fifth, eighteen hundred and seventy-five—which this day passed the Assembly by the following vote: Yeas, 45; nays, none.

Also, Assembly Bill No. 93—Entitled an Act to authorize the County Commissioners of Eureka County to pay the claims of F. O. Gorman and William H. Long—which this day passed the Assembly by the following vote: Yeas, 46; nays, none.

Also, Assembly Bill No. 99—Entitled an Act amendatory of and supplementary to an Act providing for the taxation of the net proceeds of mines, approved February twenty-eighth, eighteen hundred and seventy-one—which this day passed the Assembly by the following vote: Yeas, 42; nays, 2.

Also, Assembly Joint Resolution No. 23—Relative to public lands in the State of Nevada—which the Assembly adopted this day.

Also, Assembly Joint Memorial No. 25—Relative to the Walker River Reservation in the State of Nevada—which was this day adopted by the Assembly.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, February 14, 1877. }

To the honorable the Senate:

I have the honor herewith to transmit to your honorable body Assem-

bly Bill No. 104—Entitled an Act to provide for the payment of certain claims against the several counties in this State—which this day passed the Assembly by the following vote: Yeas, 37; nays, 9.

Also, Assembly Concurrent Resolution No. 28—Relative to printing the report of the Committee to visit the Insane Asylum—which the Assembly this day adopted unanimously.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, February 15, 1877. }

To the honorable the Senate:

I have the honor herewith to transmit, for the consideration of your honorable body, Assembly Bill No. 89—Entitled an Act to provide for the purchase, distribution, and safe keeping of certain supplies for State officers and attachés of the Legislature—which passed the Assembly February thirteenth, eighteen hundred and seventy-seven, by the following vote: Yeas, 35; nays, 12.

Respectfully,

J. M. WOODWORTH,
Chief Clerk of the Assembly.

NOTICES.

Mr. Stewart gives notice that he will, on some future day, introduce a bill for an Act to admit F. B. Evans to the Blind Asylum of the State of Nevada.

Mr. Farrell, out of order and by leave, offered the following petition:

To the honorable the Senate of the State of Nevada:

I hereby offer to copy the uncopied part of the Appendix to the Senate Journal, of its proceedings, for the sum of two hundred and twenty-five (\$225) dollars.

I have the honor to be,
Very respectfully, your obedient servant,

A. F. TENNANT.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Edwards, by leave and without previous notice, introduced Senate Bill No. 119—An Act to authorize the County Commissioners of the respective Counties of Ormsby and Esmeralda to levy special tax, etc.

Read first time, rules were suspended, bill read second time by title, and referred to Ormsby and Esmeralda County delegations.

Mr. Piper, by leave and without previous notice, introduced Senate

Bill No. 120—An Act to authorize the Mayor and Board of Aldermen of Virginia to pay the claim of John Brickell.

Read first time, rules were suspended, the bill read second time by title, and referred to Storey County delegation.

Mr. Dickinson, by leave and without previous notice, introduced Senate Bill No. 121—An Act to create a Current Expense Fund for White Pine County.

Read first time, rules were suspended, bill read second time by title, rules further suspended, the bill considered engrossed, read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Ross, Shepherd, Stampley, Stewart, Stone, and Wescoatt—21.
NAYS—None.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 62—An Act to provide for the printing of Journals of the proceedings of the Legislative Assembly of the Territory of Nevada, at its second and third sessions.

Indefinitely postponed.

Assembly Bill No. 40—An Act to preserve wild game, and to repeal all other Acts in relation thereto.

Amended, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Farrell, Grimes, King, McConnell, Piper, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, and Wescoatt—20.
NAYS—None.

Assembly Bill No. 49—An Act to amend an Act amendatory of and supplementary to an Act entitled "An Act defining the time of commencing civil actions," approved November twenty-first, eighteen hundred and sixty-one, and to repeal Acts amendatory of said Act, approved March fifth, eighteen hundred and sixty-seven.

Motion to lay the bill on the table was lost.

Leave of absence was granted to Senator Martin for one day.

Assembly Bill No. 49.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Chubbuck, Comins, Farrell, Garrard, Grimes, McConnell, Piper, Ross, Shepherd, Stampley, Stewart, Stone, and Wescoatt—14.

NAYS—Messrs. Blair, Boardman, Cassidy, Creswell, Dickinson, Edwards, and Rickey—7.

Assembly Bill No. 16—An Act supplementary to an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Dickinson, Edwards, Farrell, Garrard, Grimes, Piper, Rickey, Ross, Shepherd, Stampley, Stewart, Stone, and Wescoatt—19.

NAYS—Mr. Creswell—1.

Mr. Baker gave notice that he would, on to-morrow, move for a reconsideration of the vote by which Assembly Bill No. 49 was passed.

Senate Bill No. 43—An Act to provide for the republication and stereotyping of certain volumes of the Reports of the Decisions of the Supreme Court.

Considered engrossed, and laid on the table for one day.

Mr. Dickinson moved to take a recess until seven o'clock this evening.

Carried.

So, at four o'clock and twenty-five minutes, the Senate took recess.

After recess, at seven o'clock P. M.

Lieutenant Governor Adams in the chair.

Quorum present.

Leave of absence was granted to Senator Grimes.

SPECIAL ORDER—COHN VS. STONE, CONTESTANTS.

Mr. Ellis resumed argument, concluding at a quarter to eight o'clock. Mr. R. M. Clarke then entered upon his argument in behalf of Mr. Stone, and continued until half-past nine o'clock, when, on motion of Mr. Comins, the special order was continued until to-morrow evening, at seven o'clock P. M.

Motion was made to adjourn.

Carried.

So, at nine o'clock and thirty minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—FORTY-SEVENTH DAY.

CARSON CITY, February 16, 1877.

Senate met at ten o'clock and thirty minutes A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Chubbuck, Creswell, Edwards, Farrell, Grimes, King, Martin, McConnell, Rickey, Ross, Schultz, Stewart, Stone, and Wescoatt—17.

Absent—Messrs. Cassidy, Comins, Dickinson, Garrard, Piper, Shepherd, Stampley, and Westerfield—8.

Temporary leave of absence was granted to the Committee on Ways and Means and the Committee on Claims.

Prayer by the Chaplain, Rev. J. D. Hammond.
Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Standing Committee on Engrossment beg leave to report that Senate Bill No. 117—An Act to appropriate certain moneys to perfect the title to the property known as the State Prison property—has been carefully compared with the original and found correctly engrossed.

S. W. CHUBBUCK,
Of the Committee.

Mr. PRESIDENT: Your Standing Committee on Engrossment beg leave to report that Senate Bill No. 10—An Act to protect the owners of stock shares and other interests in the mineral and metal-yielding mines of this State—has been carefully compared with the original and found correctly reengrossed.

W. C. GRIMES, Chairman.

Mr. PRESIDENT: Your Standing Committee on Engrossment beg leave to report that Senate Bill No. 91—An Act for the relief of Edward Luban;

Also, Senate Bill No. 100—An Act to appropriate money for the payment of certain claims against the State of Nevada;

Also, Senate Bill No. 107—An Act providing for paying for the services of the late Charles E. DeLong in the prison investigation case;

Have been carefully compared with the originals and found correctly engrossed.

W. C. GRIMES, Chairman.

Mr. PRESIDENT: Your Standing Committee on Education have had Senate Bill No. 79—Entitled an Act amendatory of and supplemental to an Act entitled "An Act to locate the State University, and to provide for the control and maintenance of the same," approved March seventh, eighteen hundred and seventy-three—under consideration, and beg leave to report that it is the unanimous opinion of the committee, that the children referred to in said bill are proper subjects for the Orphans' Home, and, also, that the appropriation of one thousand dollars would not erect the necessary buildings for said class, as recommended in section seven of said bill. We therefore recommend that it do not pass.

T. N. STONE,
Chairman of Committee.

Messrs. Cassidy, Dickinson, and Garrard took their seats, all of whom had leave of temporary absence, in consequence of engagement with committee duties.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, February 16, 1877. }

To the honorable the Senate:

I have the honor herewith to transmit, for the consideration of your

honorable body, Assembly Bill No. 111—Entitled an Act to create a Current Expense Fund for Nye County—which passed the Assembly, February fifteenth, by the following vote: Yeas, 48; nays, none.

Also, Assembly Bill No. 83—An Act to amend an Act entitled “An Act to provide revenue for the government of the State of Nevada,” approved March ninth, eighteen hundred and sixty-five, and Acts amendatory thereof—which passed the Assembly, February fifteenth, by the following vote: Yeas, 46; nays, none.

Also, Assembly Bill No. 109—An Act providing for the removal of county seats, and the permanent location of the same—which passed the Assembly by the following vote: Yeas, 31; nays, 14.

Also, Assembly Bill No. 103—An Act to amend an Act entitled “An Act to incorporate the Town of Gold Hill,” approved February twenty-first, eighteen hundred and seventy-three—which passed the Assembly: Yeas, 35; nays, 11.

Also, return to your honorable body, Senate Bill No. 84, which was amended, and passed as amended: Yeas, 43, nays, none.

Respectfully,

J. M. WOODWORTH,
Chief Clerk of the Assembly.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Creswell, by leave and without previous notice, introduced Senate Bill No. 122—A bill to amend an Act entitled “An Act to regulate proceedings in civil cases in Courts of justice in this State.”

Read first time, rules were suspended, the bill read second time by title, and referred to Committee on Judiciary.

Assembly Bill No. 103—An Act to amend an Act entitled “An Act to incorporate the Town of Gold Hill,” approved February twenty-first, eighteen hundred and seventy-three.

Mr. Chubbuck moved that the bill be rejected.

Carried.

Assembly Concurrent Resolution No. 26, taken up out of order—Relative to leave of absence to A. J. Shepherd, Treasurer of Humboldt County.

Concurred [in].

Assembly Concurrent Resolution No. 28—Relative to printing report of committee to visit Insane Asylum.

Referred to Joint Committee on Printing.

Mr. Baker, by leave and out of order, moved that the vote by which Assembly Bill No. 49 was passed be reconsidered.

Carried.

Assembly Joint Memorial No. 25—Relative to the Walker River Reservation, in the State of Nevada.

Read first time, rules were suspended, the memorial read second time by title, rules further suspended, the memorial read third time, and passed by the following vote:

YEAS—Messrs. Baker, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Schultz, Stewart, Stone, Wescoatt, and Westerfield—21.

NAYS—None.

Assembly Bill No. 93—An Act to authorize the County Commissioners of Eureka County to pay the claims of F. O. Gorman and William H. Long.

Read first time, rules were suspended, the bill read second time by title, and referred to the Eureka County delegation.

Assembly Joint Resolution No. 23—Relative to public lands in the State of Nevada.

Read first time, rules were suspended, and bill read second time by title, rules further suspended, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Garrard, McConnell, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Wescoatt—17.

NAYS—Messrs. Edwards, Farrell, Martin, and Westerfield—4.

Assembly Bill No. 99—An Act amendatory of and supplementary to an Act providing for the taxation of the net proceeds of mines, approved February twenty-eighth, eighteen hundred and seventy-one.

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Ways and Means.

Assembly Bill No. 89—An Act to provide for the purchase of supplies for State officers and attachés of the Legislature.

Read first time, rules were suspended, the bill read second time by title, and referred to Committee on Judiciary.

Assembly Bill No. 80—An Act to amend an Act entitled "An Act to incorporate Carson City," approved February twenty-fifth, eighteen hundred and seventy-five.

Read first time, rules were suspended, the bill read second time by title, and referred to Ormsby County delegation.

Assembly Bill No. 77—An Act to create Inspectors, and provide for the inspection of gas meters.

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Corporations.

Assembly Concurrent Resolution No. 27—Granting leave of absence to P. B. Comstock, County Clerk of Washoe County.

Concurred in.

Substitute for Assembly Bill No. 13—An Act to amend an Act to provide for the registration of electors, etc.

Read first time, rules were suspended, the bill read second time by title, and referred to Committee on Elections.

Assembly Bill No. 104—An Act to provide for the payment of certain claims against the several counties in this State.

Read first time, rules were suspended, read second time by title, and referred to Committee on Claims.

Assembly Bill No. 109—An Act providing for the removal of county seats, etc.

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Counties and County Boundaries.

Assembly Bill No. 111—An Act to create a Current Expense Fund for Nye County.

Read first time, rules were suspended, the bill read second time by title, rules further suspended, the bill read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—22.

NAYS—None.

Assembly Bill No. 83—An Act to amend an Act entitled “An Act to provide revenue for the support of the government of the State of Nevada,” approved March ninth, eighteen hundred and sixty-five.

Read first time, rules were suspended, the bill read second time by title, and referred to Committee on Ways and Means.

On motion of Mr. Farrell, and under suspension of the rules, Assembly Bill No. 49 was taken up—An Act to amend an Act amendatory of and supplementary to an Act entitled “An Act defining the time of commencing civil actions,” approved November twenty-first, eighteen hundred and sixty-one, and to repeal Acts amendatory of said Act, approved March fifth, eighteen hundred and sixty-seven.

Amended, and passed by the following vote:

YEAS—Messrs. Baker, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—19.

NAYS—Messrs. Blair, Boardman, Dickinson, and McConnell—4.

Mr. Farrell moved that the Senate take a recess until half-past one o'clock.

Carried.

So, at twelve o'clock and twenty minutes, the Senate took a recess.

Senate met after recess, at one o'clock and thirty minutes.

Lieutenant Governor Adams in the chair.

Quorum present.

Committee on Ways and Means was granted temporary leave of absence.

Mr. King, by leave and without previous notice, introduced Senate Bill No. 123.

Read first time, rules were suspended, the bill read second time by title, and referred to Committee on Judiciary.

Mr. King, by leave and without previous notice, introduced Senate Bill No. 124—An Act to incorporate Silver City.

Read first time, rules were suspended, read the second time by title, considered engrossed, and placed on general file.

GENERAL FILE AND THIRD READING OF BILLS.

Mr. Baker moved that Senate Bill No. 100 be taken up for consideration—An Act to appropriate money for the payment of certain claims against the State of Nevada.

Mr. McConnell moved to refer the bill to a committee of one, with instructions to strike out the salary of the fifty-six men on the muster roll, and the motion was lost by the following vote:

YEAS—None.

NAYS—Messrs. Baker, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin,

McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—24.

Question being on the final passage of the bill, and the bill having been read the third time, it passed by the following vote:

YEAS—Messrs. Baker, Cassidy, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, Piper, Rickey, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—20.

NAYS—Messrs. Boardman, Chubbuck, McConnell, and Ross—4.

Assembly Bill No. 71—An Act to amend an Act entitled “An Act to regulate the settlement of the estates of deceased persons.”

Read third time, and lost by the following vote:

YEAS—Messrs. Baker, Boardman, Creswell, Edwards, Martin, Schultz, Stewart, Stone, and Westerfield—9.

NAYS—Messrs. Cassidy, Chubbuck, Comins, Dickinson, Garrard, Grimes, King, McConnell, Piper, Rickey, Ross, Stampley, and Wescoatt—13.

Mr. Cassidy gave notice that he would, on to-morrow, move for a reconsideration of the vote by which Assembly Bill No. 71 was lost.

Assembly Bill No. 72—An Act making appropriations for deficiencies in the eleventh and twelfth fiscal years.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Boardman, Cassidy, Chubbuck, Comins, Dickinson, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—22.

NAYS—Mr. Creswell—1.

Mr. Stewart moved to take up, out of order, Assembly Bill No. 48, and place it upon general file.

Carried.

Mr. Baker moved that Senate Bill No. 43 be taken up for consideration as to its final passage.

Carried.

Senate Bill No. 43—An Act to provide for the republication and stereotyping of Supreme Court Reports.

Was amended, and with amendment read third time, and passed by the following vote:

YEAS—Messrs. Baker, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—24.

NAYS—None.

Mr. Rickey moved that Senate Bill No. 88 be taken up, out of order, for consideration.

Lost.

Assembly Bill No. 76—An Act to amend an Act to enforce the payment of two per cent of the net proceeds of all toll roads and bridges, as provided by law, to the General School Fund of the State, approved March thirteenth, eighteen hundred and sixty-seven.

Read third time, and lost by the following vote:

YEAS—Messrs. Baker, Cassidy, Comins, Dickinson, Ross, Shepherd, Stampley, Stone, and Wescoatt—9.

NAYS—Messrs. Boardman, Chubbuck, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Schultz, Wescoatt, and Westerfield—15.

Mr. Grimes gave notice that he would, on to morrow, move for a reconsideration of the vote by which Assembly Bill No. 76 was lost.

Senate Bill No. 33—An Act to amend an Act entitled “An Act concerning estray animals,” approved November eighth, eighteen hundred and sixty-one.

Was amended, and, as amended, the bill read third time, and passed by the following vote:

YEAS—Messrs. Cassidy, Chubbuck, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—20.

NAYS—Messrs. Boardman, Comins, and Ross—3.

Mr. McConnell gave notice that he would, on to morrow, move a reconsideration of the vote by which Senate Bill No. 33 was passed.

Senate Bill No. 83—An Act supplementary to an Act for the more effectual prevention of cruelty to animals, approved March seventh, eighteen hundred and seventy-three.

Mr. King moved to lay the bill on the table.

Carried.

Assembly Bill No. 75—An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Chubbuck, Comins, Creswell, Dickinson, Edwards, Grimes, King, Martin, McConnell, Piper, Ross, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—18.

NAYS—Messrs. Boardman, Garrard, and Rickey—3.

Assembly Bill No. 97—An Act to amend an Act entitled “An Act to amend an Act entitled an Act to place the finances of Lyon County upon a permanent cash basis, and to provide for the outstanding indebtedness of said county,” approved February fourth, eighteen hundred and sixty-nine, approved February twenty-eighth, eighteen hundred and seventy-one.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—23.

NAYS—None.

Mr. King moved that the rules be suspended, and temporary absence be granted to the Committee on Ways and Means.

Carried.

Mr. Dickinson moved to take a recess until seven o'clock this evening.

Lost.

Senate Bill No. 59—An Act to remove from Louis Cook certain legal disabilities.

And, after amendment, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Cassidy, Chubbuck, Comins, Edwards, Martin, Piper, Ross, Shepherd, Stampley, Stone, Wescoatt, and Westerfield—13.

NAYS—Messrs. Boardman, Creswell, Dickinson, Farrell, Garrard, Grimes, King, McConnell, Rickey, Schultz, and Stewart—11.

Mr. Edwards moved that the Senate take a recess until seven o'clock this evening.

Lost.

Mr. Edwards moved to adjourn.

Lost.

Mr. Edwards moved to take a recess until seven o'clock.

Lost.

Assembly Bill No. 73.

Mr. King moved that the Senate take a recess until seven o'clock P. M.

Carried.

So, at four o'clock and fifty minutes, the Senate took a recess until seven o'clock P. M.

AFTER RECESS.

Senate met at seven o'clock P. M.

Mr. Cassidy, President pro tem., in the chair.

Quorum present.

Special order was resumed by the continuation of the argument of R. M. Clarke, Esq., on behalf of Mr. Stone, in case of Cohn vs. Stone, and at eight o'clock Mr. Clarke submitted his case; when A. C. Ellis, Esq., arose, and commenced his closing argument, which closed at eight o'clock and thirty minutes.

By Mr. Baker, out of order:

WHEREAS, The contestant in the case of Cohn vs. Stone rests his right to a seat in this body on two grounds, viz: the declaration that a senatorial term is four years, incapable of abridgment, and the ineligibility of the sitting member; therefore, be it

Resolved, that the question be divided, and that the vote of this Senate be taken separately on the respective grounds of contest.

And be it further resolved, That any Senator desiring to avail himself of the privilege, may be allowed five minutes in which to explain his vote.

And be it still further resolved, That the further consideration of this case be made the special order for Monday next, at twelve o'clock.

Adopted.

Mr. Comins moved to adjourn.

Carried.

So, at eight o'clock and forty-seven minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—FORTY-EIGHTH DAY.

CARSON CITY, February 17, 1877.

Senate met at ten o'clock and thirty minutes.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—25.

Prayer by the Chaplain, Rev. J. D. Hammond.

President pro tem., Mr. Cassidy, in the chair.

Journal read and approved.

Leave of temporary absence was granted to Mr. Baker.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Standing Committee on Claims, to whom was referred Assembly Bill No. 104—An Act to provide for the payment of certain claims against the several counties in this State—beg leave to report that they have had the same under consideration, and report it back to the Senate without recommendation and without prejudice.

O. K. STAMPLEY, Chairman.

Mr. PRESIDENT: Your Standing Committee on Engrossment beg leave to report that Senate Bill No. 86—An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in the Courts of justice in this State, and to repeal all other Acts in relation thereto," approved March eighth, eighteen hundred and sixty-nine;

Also, Senate Bill No. 93—An Act in relation to costs in criminal cases in the Courts of Justice of the Peace in the State of Nevada;

Also, Senate Bill No. 95—An Act to amend sections two and four of an Act entitled "An Act granting the right of way for a railroad," etc., passed February twentieth, eighteen hundred and seventy-five;

Also, Senate Bill No. 99—An Act to restrict and regulate gambling;

Also, Senate Bill No. 97—An Act to grant certain privileges to gas companies;

Also, Senate Bill No. 102—An Act to amend an Act to regulate proceedings in civil cases in the Courts of justice of this State, and to repeal all other Acts in relation thereto, approved March eighth, eighteen hundred and sixty-nine;

Also, Senate Bill No. 103—An Act to amend an Act entitled “An Act to provide revenue for the support of the government of the State of Nevada;”

Also, Senate Bill No. 104—An Act to amend an Act entitled “An Act concerning juries,” approved March fifth, eighteen hundred and seventy-three;

Also, Senate Bill No. 118—Substitute for Senate Bill No. 101—An Act to amend an Act entitled “An Act concerning estray animals,” approved November eighth, eighteen hundred and sixty-one;

Also, Senate Bill No. 114—An Act to amend an Act entitled “An Act to provide revenue for the support of the government of the State of Nevada,” approved March ninth, eighteen hundred and sixty-five, approved March sixth, eighteen hundred and seventy-five;

Have been carefully compared with the originals and found correctly engrossed.

W. C. GRIMES, Chairman.

Leave of absence was granted to Mr. Farrell for one half hour.

REPORT OF SELECT COMMITTEE.

Mr. PRESIDENT: Your Joint Committee on Public Printing have had Resolution No. 28 under consideration, and beg leave to report favorably on the same, with recommendation that it do pass—Resolution relative to printing the report of the Committee to visit the Insane Asylum.

H. T. CRESWELL, Chairman.

Resolution adopted.

MESSAGES FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, February 16, 1877. }

To the honorable the Senate:

I have this day approved, and deposited in the office of the Secretary of State, Senate Bill No. 84—An Act to authorize the Supreme Court, or the Justices thereof, to issue restraining orders pending the determination of appeals.

L. R. BRADLEY, Governor.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, February 17, 1877. }

To the honorable the Senate:

I have this day deposited in the office of the Secretary of State, Senate Bill No. 67—An Act to extend the term granting to Isaac C. Bateman, and his associates and assigns, the right and grant conferred under and by virtue of an Act entitled “An Act to supply the Town of Austin

with water," approved February sixteenth, eighteen hundred and sixty-four—without my signature, but which has become a law by expiration of the term required by the Constitution for a bill to become a law without the approval of the Governor.

L. R. BRADLEY, Governor.

MOTIONS AND RESOLUTIONS.

Mr. Edwards moved that the vote by which Assembly Bill No. 71 was lost, be reconsidered.

Carried.

Mr. Grimes moved that the vote by which Assembly Bill No. 76 was lost, be reconsidered.

Carried.

Mr. McConnell moved that the vote by which Senate Bill No. 33 was passed, be reconsidered.

Lost.

By Mr. Grimes:

Resolved, That the use of the Senate Chamber be granted to the third House for Saturday evening, the seventeenth instant.

Adopted.

Assembly Concurrent Resolution No. 28—Relative to printing report of Committee appointed to visit the Insane Asylum.

Concurred in.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, February 16, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body, Senate Bill No. 48—Entitled an Act to amend an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and to define their duties and powers," approved March eighth, eighteen hundred and sixty-five—which was amended by the Assembly, and, as amended, passed by the following vote: Yeas, 39; nays, 7, on the fifteenth instant.

Also, to transmit to your honorable body Assembly Bill No. 84—Entitled an Act to prohibit the winning of money from persons who have no right to gamble it away—which, on the fifteenth instant, passed the Assembly by the following vote: Yeas, 34; nays, 13.

Also, Assembly Bill No. 106—Entitled an Act to amend an Act to exempt the homestead and other property from forced sale in certain cases, approved March sixth, eighteen hundred and sixty-five—which this day passed the Assembly by the following vote: Yeas, 28; nays, 20.

Also, Assembly Bill No. 116—Entitled an Act to abolish the office of State Printer, and provide for the public printing—which this day passed the Assembly by the following vote: Yeas, 47; nays, none.

Also, Assembly Concurrent Resolution No. 29—Granting leave of ab-

sence to R. P. Dayton, County Assessor of Lincoln County—which was this day adopted by the Assembly.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

NOTICES.

Mr. Piper moved, out of order, that Senate Bill No. 38 be taken from the table and placed on general file.

Carried.

Mr. Stewart gives notice that he will, on some future day, introduce a bill for an Act to encourage the invention of contrivances for escape of persons from public buildings in cases of danger from fire.

By Mr. Wescoatt: Notice is hereby given that I will introduce a bill, at some future day, regulating the record of mining claims in the several counties of this State.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Schultz, by leave and without previous notice, introduced Senate Bill No. 125—An Act supplementary to an Act to regulate fees and compensation for official and other services in the State of Nevada, approved March ninth, eighteen hundred and sixty-five.

Read first time, rules were suspended, bill read second time by title, and referred to Committee of the Whole.

Committee on Ways and Means, by leave and without previous notice, introduced Senate Bill No. 126—An Act amendatory of and supplementary to an Act providing for the taxation of the net proceeds of mines.

Read first time.

Mr. Comins moved that the rules be suspended, the bill read second time by title, ordered printed, and placed on general file.

Mr. Rickey moved to amend, that the bill be referred to the Committee on Judiciary.

Carried.

Mr. Edwards introduced Senate Bill No. 127—An Act to tax and regulate foreign insurance companies doing business in this State.

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Judiciary.

Mr. Creswell, by leave and without previous notice, introduced Senate Bill No. 128—An Act to amend an Act entitled "An Act to provide for the publication and distribution of Nevada Reports."

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Judiciary.

Mr. Garrard, by leave and without previous notice, introduced Senate Bill No. 129—An Act to authorize the County Commissioners of Esmeralda County to issue bonds, and to provide for the payment of the same.

Read first time, rules were suspended, the bill read the second time by title, and the rules further suspended, considered engrossed, and read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins,

Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—24.

NAYS—None.

Assembly Bill No. 84—An Act to prohibit the winning of money from persons who have no right to gamble it away.

Read first time, rules were suspended, the bill read second time by title, and referred to Committee on Public Morals.

Assembly Bill No. 116—An Act to abolish the office of State Printer, and provide for the public printing.

Read first time, rules were suspended, the bill read the second time by title, ordered printed, and referred to the Committee on Printing.

Assembly Bill No. 106—An Act to amend an Act to exempt homesteads and other property from forced sale, etc.

Read the first time, the rules were suspended, the bill read the second time by title, and referred to Committee on Judiciary.

Assembly Concurrent Resolution No. 29—Granting leave of absence to R. P. Dayton, County Assessor of Lincoln County—was amended and laid upon the table.

Mr. Westerfield moved to take a recess until one o'clock.
Carried.

So, at twelve o'clock and ten minutes, the Senate took a recess.

AFTER RECESS.

Senate met at one o'clock.

Lieutenant Governor Adams in the chair.

Quorum present.

Leave of absence was granted to Messrs. Rickey and Farrell.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 78—An Act to amend an Act entitled "An Act to incorporate the Town of Gold Hill," approved February twenty-first, eighteen hundred and seventy-three.

Read third time, and passed by the following vote:

YEAS—Messrs. Boardman, Cassidy, Chubbuck, Comins, Dickinson, Garrard, Grimes, King, McConnell, Piper, Rickey, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—18.

NAYS—None.

Leave of absence was granted to Mr. Edwards.

Senate Bill No. 49—An Act to amend an Act entitled "An Act in relation to highways," approved March fifteenth, eighteen hundred and seventy-five.

The Chair ordered the roll called on the Assembly amendment.

Mr. Rickey disagreed with the order to call the roll on the amendment, contending that, as the bill had once passed the Senate, and [been] amended in the Assembly, it was but necessary to adopt the Assembly amendment by viva voce vote, and the calling of the roll was not essential.

The Chair decided that it was.

Mr. Rickey appealed from this decision, and the Chair was sustained.

Amendment read third time, and passed by the following vote:

YEAS—Messrs. Baker, Boardman, Cassidy, Chubbuck, Comins, Dickinson, King, Martin, McConnell, Piper, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—17.

NAYS—Messrs. Garrard and Grimes—2.

Mr. Rickey, out of order and by leave, moved that the vote be reconsidered by which the decision of the Chair in reference to roll call on Senate Bill No. 49 was sustained.

Mr. Baker moved that Mr. Rickey's motion be indefinitely postponed.

Yeas and nays were called for by Messrs. Boardman, Rickey, and Comins, with the following result:

YEAS—Messrs. Baker, Comins, Edwards, Garrard, Grimes, Martin, Piper, Shepherd, Schultz, Stampley, Stone, Wescoatt, and Westerfield—13.

NAYS—Messrs. Blair, Boardman, Cassidy, Chubbuck, Dickinson, Farrell, King, McConnell, Rickey, and Stewart—10.

Senate Bill No. 81—An Act to provide for the payment to Peter Cavanaugh, for expenditures of money made by him for the completion of the State Capitol of Nevada.

Mr. Chubbuck moved that a committee of one be appointed to detach the preamble contained in the bill.

Lost.

Bill read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Chubbuck, Creswell, Dickinson, Edwards, Martin, Piper, Shepherd, Stampley, Stone, and Westerfield—13.

NAYS—Messrs. Boardman, Comins, Farrell, Garrard, Grimes, King, McConnell, Schultz, Stewart, and Wescoatt—10.

Assembly Bill No. 82—An Act to prohibit animals being ridden or driven faster than a walk over any toll or county bridge in this State.

Read third time, and passed by the following vote:

YEAS—Messrs. Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, King, Martin, McConnell, Piper, Schultz, Stewart, Stone, Wescoatt, and Westerfield—17.

NAYS—Messrs. Dickinson, Grimes, Shepherd, and Stampley—4.

Senate Bill No. 111—An Act to provide for the better enforcement of an Act entitled "An Act to prevent the destruction of fish," approved March second, eighteen hundred and seventy-one, approved January twenty-sixth, eighteen hundred and seventy-seven.

Read third time, and passed by the following vote:

YEAS—Messrs. Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Shepherd, Schultz, Stampley, Stewart, Stone, and Wescoatt—20.

NAYS—None.

Assembly Bill No. 51—An Act to amend an Act entitled “An Act to secure liens to mechanics and others, and to repeal all other Acts in relation thereto.”

Read third time, and lost by the following vote:

YEAS—Messrs. Chubbuck, Piper, Stewart, and Wescoatt—4.

NAYS—Messrs. Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Shepherd, Schultz, Stampley, Stone, and Westerfield—18.

Senate Bill No. 12—An Act to amend an Act to provide revenue for the support of the government of the State of Nevada,” approved March ninth, eighteen hundred and sixty-five.

Mr. Westerfield moved to indefinitely postpone.

Mr. Rickey moved to amend by laying the bill on the table.

Carried.

Substitute for Senate Bill No. 73—An Act to repeal an Act entitled “An Act to regulate the Fire Department of the City of Virginia,” approved February twentieth, eighteen hundred and sixty-four.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—24.

NAYS—None.

Assembly Bill No. 91—An Act to provide for [the payment of] the State’s proportion of the extraordinary expense of assistant counsel incurred in the several cases brought to enforce and resist the collection of the tax on the proceeds of mines during the twelfth fiscal year.

Read third time, and lost by the following vote:

YEAS—Messrs. Cassidy, Chubbuck, Comins, Farrell, Garrard, King, Martin, Rickey, Schultz, and Stewart—10.

NAYS—Messrs. Baker, Blair, Boardman, Creswell, Dickinson, Edwards, Grimes, McConnell, Piper, Shepherd, Stampley, Stone, Wescoatt, and Westerfield—14.

Mr. Piper gave notice that he would, on next Monday, move to reconsider the vote by which Assembly Bill No. 91 was lost.

Senate Bill No. 48—An Act to amend an Act entitled “An Act to create a Board of County Commissioners in the several counties of this State, and to define their duties and powers,” approved March eighth, eighteen hundred and sixty-five.

Assembly amendments adopted, and, with the amendments, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Boardman, Cassidy, Comins, Creswell, Edwards, Grimes, Martin, McConnell, Piper, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—17.

NAYS—Messrs. Blair, Chubbuck, Dickinson, Farrell, Garrard, King, and Rickey—7.

Senate Bill No. 116—An Act to amend an Act entitled “An Act to

regulate proceedings in civil cases in the Courts of justice of this State, and to repeal all other Acts in relation thereto," approved March eighth, eighteen hundred and sixty-five.

The Secretary instructed to make correction of clerical error, and bill read third time, and passed by the following vote:

YEAS—Messrs. Baker, Boardman, Cassidy, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, Martin, McConnell, Rickey, Shepherd, Schultz, Stampley, Stone, and Westerfield—17.

NAYS—Messrs. Comins, King, Piper, and Westerfield—4.

Senate Bill No. 117—An Act to appropriate certain moneys to perfect the title to the property known as the State Prison property.

The bill was amended by a committee of one, appointed for that purpose.

Mr. Baker moved that a committee of one be appointed to further amend the bill.

Yeas and nays were called for by Messrs. Cassidy, Baker, and Martin, with the following result:

YEAS—Messrs. Baker, Boardman, Cassidy, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, McConnell, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—19.

NAYS—Messrs. Chubbuck and Martin—2.

The President appointed Mr. Baker as the committee, who made the amendment.

Mr. Comins moved to indefinitely postpone the bill.

Yeas and nays were called for by Messrs. Edwards, Rickey, and Comins, with the following result:

YEAS—Messrs. Boardman, Cassidy, Comins, Dickinson, Farrell, Garrard, McConnell, Shepherd, and Westerfield—9.

NAYS—Messrs. Baker, Blair, Chubbuck, Creswell, Edwards, Grimes, Martin, Piper, Rickey, Schultz, Stampley, Stewart, Stone, and Wescoatt—14.

The bill, then, as amended, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Chubbuck, Comins, Creswell, Edwards, Grimes, Martin, Piper, Rickey, Schultz, Stampley, Stewart, Stone, and Wescoatt—15.

NAYS—Messrs. Boardman, Cassidy, Dickinson, Farrell, Garrard, McConnell, Shepherd, and Westerfield—8.

Mr. Edwards moved to adjourn.

Lost.

Mr. Comins gave notice that he would, on next Monday, move for a reconsideration of the vote by which Senate Bill No. 117 was passed.

Mr. Chubbuck moved to adjourn.

Lost.

Senate Joint Resolution No. 6—In relation to swamp and overflowed lands.

Mr. Stewart moved to adjourn.

Carried.

So, at four o'clock and five minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—FIFTIETH DAY.

CARSON CITY, February 19, 1877.

Senate met at ten o'clock and thirty minutes A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—24.

Absent—Mr. Rickey—1.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Committee on Engrossment beg leave to report that they have compared Senate Bill No. 105—An Act to amend an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one, as amended February twenty-seventh, eighteen hundred and sixty-six—with the original copy thereof, and find it correctly engrossed.

W. C. GRIMES, Chairman.

Mr. PRESIDENT: Your Standing Committee on Enrollment beg leave to report that Senate Bills Nos. 63, 10, 75, 42, and 84, and [Senate] Concurrent Resolution No. 20; the first,

No. 63—An Act to prevent cruelty to women in the State of Nevada;

No. 10—An Act to protect the owners of stock shares and other interests in the mineral and metal-yielding mines of this State;

Senate Bill No. 75—An Act to admit to probate a certain paper purporting to be the last will and testament of Thos. Sheehan;

Also, Senate Concurrent Resolution No. 20—Relative to election of Warden of Prison;

Also, No. 42—An Act in relation to erection and maintenance of bridges;

Also, Senate Bill No. 84—An Act to authorize the Supreme Court, or the Justices thereof, to issue restraining orders pending the determination of appeals;

Have been carefully compared with the engrossed copies thereof and found correctly enrolled, and have been this day delivered to the Governor for his approval.

W. M. BOARDMAN, Chairman.

Mr. PRESIDENT: Your Standing Committee on Judiciary have had under consideration Senate Bill No. 123.—An Act to amend an Act entitled "An Act prescribing rules and regulations for the execution of the trust arising under the Act of Congress entitled an Act for the relief of the inhabitants of cities and towns upon the public lands"—and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 127—An Act to tax and regulate foreign insurance companies doing business in this State—and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 128—An Act to amend an Act entitled "An Act to provide for the publication and distribution of Nevada Reports"—and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 106—An Act to amend an Act to exempt the homestead and other property from forced sale in certain cases—and beg leave to report unfavorably on the same, with the recommendation that it do not pass.

G. W. BAKER, Chairman.

Mr. PRESIDENT: Your Standing Committee on Supplies and Expenditures have had Sergeant-at-Arms Bill No. 7, under consideration, and beg leave to report favorably on the same, with recommendation that it be paid.

A. J. BLAIR, Chairman.

MOTIONS AND RESOLUTIONS.

Mr. Comins moved that the vote by which Senate Bill No. 117 was passed be reconsidered.

Yeas and nays called for by Messrs. Baker, Garrard, and Stewart, with the following result:

YEAS—Messrs. Blair, Boardman, Cassidy, Chubbuck, Comins, Dickinson, Farrell, Garrard, Grimes, King, McConnell, Piper, Ross, and Shepherd—14.

NAYS—Messrs. Baker, Creswell, Edwards, Martin, Rickey, Schultz, Stampley, Stewart, Stone, and Wescoatt—10.

By Mr. Comins:

Resolved, That the Chair appoint a committee of three to investigate the boundary lines of State Prison ground.

Adopted.

The Chair appointed Messrs. Wescoatt, Garrard, and Creswell.

By Mr. Baker:

Resolved, That the Committee on Ways and Means be instructed to return to the Senate, Assembly Bill No. 99—An Act amendatory of and supplementary to an Act providing for the taxation of the net proceeds of the mines, approved February twenty-eighth, eighteen hundred and seventy-one.

Mr. Cassidy moved to indefinitely postpone.

Yeas and nays were called for by Messrs. Cassidy, King, and Baker.
Lost by the following vote:

YEAS—Messrs. Boardman, Cassidy, Comins, Farrell, King, Martin, Piper, Rickey, Ross, Schultz, Stone, and Westerfield—12.

NAYS—Messrs. Baker, Blair, Chubbuck, Creswell, Dickinson, Edwards, Garrard, Grimes, McConnell, Shepherd, Stampley, Stewart, and Wescoatt—13.

Mr. Baker moved to amend by adding, that the Committee on Ways and Means be instructed to return Assembly Bill No. 99 to the Senate, to-morrow morning.

Mr. Cassidy moved to indefinitely postpone the motion to amend.

Yeas and nays were called for by Messrs. Stewart, Schultz, and Baker.
Lost by the following vote:

YEAS—Messrs. Boardman, Cassidy, Comins, Farrell, King, Martin, Piper, Rickey, Ross, and Westerfield—11.

NAYS—Messrs. Baker, Blair, Chubbuck, Creswell, Dickinson, Edwards, Garrard, Grimes, McConnell, Shepherd, Stampley, Stewart, Stone, and Wescoatt—14.

Mr. Cassidy moved to amend by including in the instruction, that the Committee on Judiciary report Senate Bill No. 126.

Chair decided the motion out of order.

Mr. Cassidy appealed from the decision of the Chair.

Yeas and nays were called for by Messrs. Baker, Creswell, and Stewart, and the Chair was sustained by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Chubbuck, Creswell, Edwards, Garrard, Grimes, McConnell, Ross, Shepherd, Stewart, Stone, and Wescoatt—14.

NAYS—Messrs. Cassidy, Comins, Dickinson, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, and Westerfield—11.

The hour for the special order, Cohn vs. Stone, having arrived, Mr. Creswell moved that the special order be continued until one o'clock.

Yeas and nays were called for by the whole Senate, and the motion was carried by the following vote:

YEAS—Messrs. Baker, Boardman, Chubbuck, Creswell, Dickinson, Edwards, Garrard, Grimes, McConnell, Shepherd, Stampley, Stewart, and Wescoatt—13.

NAYS—Messrs. Blair, Cassidy, Comins, Farrell, King, Martin, Piper, Rickey, Ross, Schultz, and Westerfield—11.

Mr. Rickey moved that the Senate take a recess until one o'clock.

Yeas and nays called for by Messrs. Stewart, Creswell, and Baker, and motion carried by the following vote:

YEAS—Messrs. Blair, Boardman, Cassidy, Comins, Farrell, King, Martin, Piper, Rickey, Ross, Shepherd, Schultz, Stone, and Westerfield—14.

NAYS—Messrs. Baker, Chubbuck, Creswell, Dickinson, Edwards, Garrard, Grimes, McConnell, Stampley, Stewart, and Wescoatt—11.

So, at twelve o'clock and fifteen minutes, the Senate took recess.

IN SENATE.

After recess at one o'clock P. M.

Lieutenant Governor Adams in the chair.

Quorum present.

Mr. Baker moved that the special order be continued until to-morrow, at twelve o'clock.

Yeas and nays called for by Messrs. Baker, King, and Rickey, and the motion lost by the following vote:

YEAS—Messrs. Baker, Chubbuck, Creswell, Dickinson, Garrard, Grimes, McConnell, Shepherd, Stampley, Stewart, and Wescoatt—11.

NAYS—Messrs. Blair, Boardman, Cassidy, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Ross, Schultz, and Westerfield—13.

Mr. Cassidy, by request and leave, presented three resolutions from Mr. G. Cohn, relative to contested seat case, Cohn vs. Stone.

Number one reads as follows:

WHEREAS, It has been found, upon due investigation, that at the general election held on the seventh day of November, A. D. eighteen hundred and seventy-six, Thomas N. Stone and Gabriel Cohn were candidates for the office of State Senator; and, whereas, by reason of Article IV, section 9, of the Constitution of the State of Nevada, said Thomas N. Stone was ineligible to be chosen, he being at that time a Federal officer; and, whereas, Gabriel Cohn received all the legal votes cast for State Senator at such general election; therefore, be it

Resolved, That we declare Gabriel Cohn duly elected Senator from Elko County, and entitled to his seat.

Mr. King moved the adoption of the foregoing.

Yeas and nays called for by the whole Senate, and was lost by a unanimous vote:

YEAS—None.

NAYS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Stampley, Schultz, Stewart, Wescoatt, and Westerfield—24.

Number two reads as follows:

WHEREAS, It has been found, upon due investigation, that Gabriel Cohn was duly elected Senator from Elko County, on the third day of

November, A. D. eighteen hundred and seventy-four; and, whereas, in accordance with the Constitution of the State of Nevada (Article IV, section four), the term of Senator is for four years; therefore, be it

Resolved, That Gabriel Cohn is declared Senator from Elko Connty, and entitled to his seat.

Mr. King moved that the foregoing be adopted.

Yeas and nays called for by the whole Senate, and was lost by unanimous vote:

YEAS—None.

NAYS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—24.

Number three reads as follows:

WHEREAS, It is in evidence before this Senate that Thomas N. Stone, now sitting as a Senator from Elko County, was ineligible on the seventh of November, A. D. eighteen hundred and seventy-six, having held a Federal office, the emoluments of which was more than five hundred dollars per annum, and the same being in contravention of Article IV, section nine, of the Constitution of the State of Nevada; therefore, be it

Resolved, That the election for State Senator held in Elko County on the seventh of November, eighteen hundred and seventy-six, be declared void, and the seat of one Senator from said county vacant.

Mr. Creswell moved the foregoing be adopted.

Yeas and nays called for by the entire Senate, and was lost by the following vote:

YEAS—Messrs. Creswell, McConnell, Ross, Shepherd, and Stampley—5.

NAYS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, Piper, Rickey, Schultz, Stewart, Wescoatt, and Westerfield—19.

The question now being before the Senate the motion of Mr. Baker, amending the original motion or resolution instructing Ways and Means Committee to return to the Senate, Assembly Bill No. 99, which amendment was that the committee return the bill to-morrow morning.

Amendment lost.

Mr. Piper offered the following substitute for Mr. Baker's resolution:

Resolved, That all committees be and they are hereby instructed to report on all bills submitted to them within two days after the same have been committed, with their conclusions thereon.

The Chair decided the substitute out of order.

On the original resolution the yeas and nays were called for on the adoption of the resolution, and lost by the following vote:

YEAS — Messrs. Baker, Chubbuck, Creswell, Dickinson, Garrard,

Grimes, McConnell, Shepherd, Stampley, Stewart, Stone, and Wescoatt—12.

NAYS—Messrs. Blair, Boardman, Cassidy, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Ross, Schultz, and Westerfield—13.

By Mr. Blair:

Resolved, That the Controller of State is hereby directed to draw his warrant on the State Legislative Fund in favor of the Sergeant-at-Arms for the sum of six dollars (\$6), for sundry drayage.

Adopted.

By Mr. Blair:

Resolved, That the State Controller is hereby directed to draw his warrant on the Legislative Fund in favor of Mrs. L. M. Mackintosh, for the sum of two hundred and seventy-six dollars and fifty-five cents (\$276 55), for copying the reports of the Treasurer and Bond Commissioners, and the reports of the Surveyor General and Land Register into the Appendix to the Journal.

Adopted.

Mr. Piper moved that the vote by which Assembly Bill No. 91 was lost be reconsidered.

Carried.

NOTICES.

Mr. Blair gives notice that he will, on some future day, introduce a bill for an Act in relation to live stock trespassing on private property.

REPORT OF COMMITTEE (OUT OF ORDER).

Mr. Stampley, by leave, presented the following report:

Mr. PRESIDENT: The Standing Committee on Claims, to which was referred Senate Bill No. 106—Entitled an Act for the relief of L. Reynolds—have had the same under consideration, have come to a favorable conclusion thereon, and herewith submit a substitute bill therefor, without change of title, and recommend its passage.

O. K. STAMPLEY, Chairman.

Mr. Stampley moved that the substitute be adopted and referred to the Committee of the Whole.

Carried.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Joint Resolution No. 5—In relation to swamp and overflowed lands.

Read third time, and passed by the following vote:

YEAS—Messrs. Blair, Boardman, Comins, Creswell, Dickinson, Ed-

wards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—22.

NAYS—None.

Senate Joint Resolution No. 6—In relation to swamp and overflowed lands.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—23.

NAYS—None.

Mr. Stewart, by leave and out of order, presented the following report:

MR. PRESIDENT: Your Special Committee on Federal Relations have had Joint Resolution No. 7 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

W. F. STEWART, Chairman.

Assembly Bill No. 48—Relative to Court Commissioners.

Mr. Baker moved to amend, so as to read "population of six thousand."

Carried.

Mr. Boardman moved to recommit the bill to the Committee on Judiciary.

Carried

Senate Bill No. 88—An Act to provide for the payment of certain claims against the State of Nevada.

Mr. King moved that a committee of one be appointed to strike out of the bill all calculation of interest.

Lost.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Chubbuck, Dickinson, Edwards, Farrell, Grimes, Martin, McConnell, Piper, Rickey, Shepherd, Schultz, Stampley, and Stone—16.

NAYS—Messrs. Boardman, Comins, Creswell, Garrard, King, Ross, Stewart, and Wescoatt—8.

Assembly Bill No. 91—An Act to provide for the payment of the State's proportion of the extraordinary expenses in collection of bullion tax.

Was reconsidered, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—23.

NAYS—Messrs. Blair and McConnell—2.

Senate Bill No. 91—An Act for the relief of Edward Luban.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, Martin, McConnell, Piper, Rickey, Shepherd, Schultz, Stewart, and Stone—19.

NAYS—Messrs. Blair, Boardman, King, and Westerfield—4.

Senate Bill No. 107—An Act for the payment of the services of the late Chas. E. DeLong, in the prison investigation case.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Chubbuck, Creswell, Dickinson, Edwards, Garrard, Martin, Piper, Rickey, Shepherd, Stampley, Stewart, and Stone—15.

NAYS—Messrs. Boardman, Comins, Grimes, King, McConnell, Schultz, and Westerfield—7.

Senate Bill No. 124—An Act to incorporate Silver City.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, McConnell, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—21.

NAYS—None.

Mr. King was appointed a committee of one to amend the title of the bill, so as to read "Silver City, Lyon County, Nevada," who performed the duty according to instructions.

Senate Bill No. 79—Ordered engrossed.

Assembly Bill No. 71—An Act to amend an Act entitled "An Act to regulate the settlement of the estates of deceased persons."

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Chubbuck, Comins, Creswell, Dickinson, Edwards, Garrard, Grimes, King, McConnell, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—20.

NAYS—None.

Mr. Edwards moved to adjourn.

Lost.

Mr. King moved to take a recess until seven o'clock this evening.

Lost.

Assembly Bill No. 104—An Act to provide for the payment of certain claims against the several counties in this State.

Read third time, and lost by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Chubbuck, Comins, Dickinson, Edwards, Farrell, and Shepherd—9.

NAYS—Messrs. Boardman, Creswell, Garrard, Grimes, King, Martin, Piper, Rickey, Ross, Schultz, Stampley, Stewart, Stone, and Westerfield—14.

Mr. Stone gave notice that he would, on to-morrow, move for a recon-

sideration of the vote by which Assembly Bill No. 104 has just been lost.

Mr. Edwards was granted leave of absence during the night session to-night.

Mr. King moved that the Senate take a recess until seven o'clock this evening.

Carried.

So, at four o'clock and thirty-five minutes, Senate took recess until seven o'clock P. M.

IN SENATE.

After recess, at seven o'clock P. M.

Lieutenant Governor Adams in the chair.

Quorum present.

Leave of absence was granted to Messrs. McConnell, Shepherd, and Wescoatt for this evening's session.

GENERAL FILE AND THIRD READING OF BILLS—CONTINUED.

Senate Bill No. 38—An Act to amend an Act entitled "An Act amendatory of an Act entitled an Act concerning juries," approved March fifth, eighteen hundred and seventy five.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Creswell, Farrell, Garrard, King, Martin, Piper, Rickey, Ross, Schultz, Stampley, Stewart, Stone, and Westerfield—18.

NAYS—Messrs. Comins, Dickinson, and Grimes—3.

Senate Bill No. 86—An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in the Territory of Nevada," approved March eighth, eighteen hundred and sixty-nine.

Read third time, and was lost by the following vote:

YEAS—Messrs. Blair, Cassidy, Creswell, Dickinson, Farrell, Martin, Stampley, and Stewart—8.

NAYS—Messrs. Baker, Boardman, Comins, Garrard, Grimes, King, Piper, Rickey, Ross, Stone, and Westerfield—11.

Mr. Baker gave notice that he would, on to-morrow, move for a reconsideration of the vote by which Senate Bill No. 86 was lost.

Leave of absence for Mr. Schultz was granted for this evening.

Senate Bill No. 93—An Act in relation to costs in criminal cases in the Courts of Justices of the Peace in the State of Nevada.

Mr. Baker was appointed a committee of one to correct a clerical error and amend the bill, which duty he performed.

The bill read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Farrell, King, Martin, Piper, Rickey, Ross, Stampley, Stewart, Stone, and Westerfield—17.

NAYS—Mr. Garrard—1.

Senate Bill No. 95—An Act to amend sections two and four of an Act

entitled "An Act to aid in the construction of a railroad, and granting the right of way to a railroad," etc.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Farrell, Garrard, King, Martin, Piper, Rickey, Ross, Stampley, Stewart, Stone, and Westerfield—18.

NAYS—None.

Senate Bill No. 97—An Act granting certain privileges to gas companies and others.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Farrell, Garrard, King, Martin, Piper, Rickey, Ross, Stampley, Stewart, Stone, and Westerfield—18.

NAYS—None.

Senate Bill No. 99—An Act to restrict and regulate gambling.

Read third time, and placed at the bottom of the file.

Senate Bill No. 102—An Act to amend an Act to regulate proceedings in civil cases in Courts of justice of this State, and to repeal all other Acts in relation thereto, approved March eighth, eighteen hundred and sixty-one

Read third time, and laid on the table for one day.

Senate Bill No. 103—An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," approved March ninth, eighteen hundred and sixty-five.

Read third time, and laid on the table for one day.

Senate Bill No. 104—An Act to amend an Act entitled "An Act concerning juries," approved March fifth, eighteen hundred and seventy-three.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Boardman, Cassidy, Garrard, King, Martin, Piper, Rickey, Ross, Stampley, Stewart, Stone, and Westerfield—13.

NAYS—Messrs. Blair, Comins, Creswell, and Dickinson—4.

Senate Bill No. 114—An Act to amend an Act entitled an Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," approved March ninth, eighteen hundred and sixty-five, approved March sixth, eighteen hundred and seventy-five.

Read third time, and passed by the following vote:

YEAS—Messrs. Boardman, Cassidy, Comins, Dickinson, Garrard, King, Martin, Piper, Rickey, Ross, Stampley, Stewart, Stone, and Westerfield—14.

NAYS—Messrs. Baker, Blair, Creswell, and Farrell—4.

Senate Bill No. 118—Substitute for Senate Bill No. 101—An Act to amend an Act entitled "An Act concerning estray animals," approved November eighth, eighteen hundred and sixty-one.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Farrell, Garrard, King, Martin, Piper, Rickey, Ross, Stampley, Stewart, Stone, and Westerfield—18.

NAYS—None.

Senate Bill No. 127—An Act to regulate foreign insurance companies doing business in this State.

Considered engrossed.

Senate Bill No. 128—An Act to amend an Act entitled "An Act providing for the publication of Nevada Reports," approved February twentieth, eighteen hundred and seventy-five.

Rules were suspended, the bill considered engrossed, and read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Comins, Creswell, Dickinson, Farrell, King, Martin, Piper, Rickey, Ross, Stampley, and Stewart—14.

NAYS—Messrs. Boardman, Garrard, Stone, and Westerfield—4.

Senate Bill No. 123—An Act to amend an Act entitled "An Act prescribing rules and regulations for the execution of the trust arising under the Act of Congress entitled an Act for the relief of the inhabitants of cities and towns upon public lands," approved March second, eighteen hundred and sixty-seven, approved February twentieth, eighteen hundred and sixty-nine.

Rules were suspended, the bill considered engrossed, and the bill read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Farrell, King, Martin, Rickey, Ross, Stampley, Stewart, Stone, and Westerfield—16.

NAYS—Messrs. Garrard and Piper—2.

Senate Joint Resolution No. 7—Relative to lands granted by Congress to the State of Nevada.

Rules were suspended, the bill considered engrossed, read the third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Farrell, Garrard, King, Martin, Piper, Rickey, Ross, Stampley, Stewart, Stone, and Westerfield—18.

NAYS—None.

Mr. Cassidy moved to adjourn.

Lost.

Assembly Bill No. 106.

Mr. King moved to indefinitely postpone the bill No. 106.

Carried.

Mr. Dickinson moved to adjourn.

Lost.

Leave of absence was granted to Mr. Farrell.

Senate Bill No. 105—An Act to amend an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one, as amended February twenty-seventh, eighteen hundred and sixty-six.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Boardman, Comins, Creswell, Dickinson, Garrard, King, Martin, Piper, Rickey, Ross, Stampley, Stewart, Stone, and Westerfield—15.

NAYS—Mr. Blair—1.

Mr. Boardman moved to adjourn.

Lost.

Mr. King moved that the Senate resolve itself into Committee of the Whole.

Lost.

Senate Bill No. 117.

Mr. Martin moved that Senate Bill No. 117 be made the special order for to-morrow, at twelve o'clock.

Carried.

Senate Bill No. 99.

Mr. Rickey moved to adjourn.

Carried.

So, at nine o'clock, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—FIFTY-FIRST DAY.

CARSON CITY, February 20, 1877.

Senate met at ten o'clock and thirty minutes A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—24.

Absent—Mr. Piper—1.

Prayer by the Chaplain, Rev. J. McClain.

Journal read and approved.

One half hour's absence was granted to Mr. Cassidy.

REPORTS OF STANDING COMMITTEES.

MR. PRESIDENT: Your Standing Committee on Mines and Mining, to whom was referred Senate Bill No. 66—An Act to amend an Act entitled "An Act to encourage the mining, milling, and smelting and other

reduction of ores in the State of Nevada"—beg leave to report that they have had the same under consideration, and report it back to the Senate without recommendation.

E. A. SCHULTZ, Chairman.

Mr. PRESIDENT: Your Standing Committee on Ways and Means, to whom was referred Assembly Bill No. 83—Entitled an Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada, approved March ninth, eighteen hundred and sixty-five, and of Acts amendatory thereof"—beg leave to report that they have had the same under consideration, and report it back to the Senate, with the recommendation that it do pass.

H. A. COMINS, Chairman.

Mr. PRESIDENT: Your Standing Committee on Ways and Means, to whom was referred Assembly Bill No. 89—An Act to provide for the purchase, distribution, and safe keeping of certain supplies for State officers and attachés of the Legislature;

And, also, Assembly Bill No. 74—An Act to repeal an Act to authorize the Secretary of State to employ a clerk in the State Library and Adjutant General's office;

Beg leave to report that they have had the same under consideration, and report them back to the Senate, with the recommendation that they do pass.

H. A. COMINS, Chairman.

Mr. PRESIDENT: Your Committee on Engrossment beg leave to report that they have compared Senate Bill No. 79—An Act amendatory of and supplementary to an Act entitled "An Act to establish the State University, and to provide for the control and maintenance of the same," approved March seventh, eighteen hundred and seventy-three—with the original copy thereof, and find it correctly engrossed.

W. C. GRIMES, Chairman.

MOTIONS AND RESOLUTIONS.

Mr. Martin moved that the rules be suspended, and that the special order set for twelve o'clock to-day be now taken up and proceeded with.
Carried.

SPECIAL ORDER.

Senate Bill No. 117—An Act to appropriate certain moneys to perfect the title to the State Prison property.

Mr. Baker moved to appoint a special committee of one to amend the amendment made in the bill.

Carried.

The Chair appointed Mr. Baker as such committee, who reported the duty performed.

The committee appointed to ascertain the boundaries of the present site of the State Prison made their report, and the insertion of the committee's report of survey in the bill.

Adopted.

The bill as amended was read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Chubbuck, Creswell, Edwards, Grimes, King, Martin, Rickey, Schultz, Stampley, Stewart, Stone, and Wescoatt—14.

NAYS—Messrs. Boardman, Cassidy, Comins, Dickinson, Farrell, Garrard, McConnell, Ross, Shepherd, and Westerfield—10.

On motion of Mr. Stewart, Senate Bill No. 117 was ordered reën-grossed.

Mr. Baker moved that the vote by which Senate Bill No. 86 was lost be reconsidered.

Carried.

Rules were suspended, and the bill placed upon its passage.

Senate Bill No. 86—An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in the Courts of justice within this State, and to repeal all other Acts in relation thereto," approved March eighth, eighteen hundred and sixty-nine.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, King, Martin, McConnell, Rickey, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—18.

NAYS—Messrs. Boardman, Dickinson, Garrard, Grimes, Ross, and Shepherd—6.

Mr. Stone moved that the vote by which Assembly Bill No. 104 was lost be reconsidered.

Carried.

Mr. Stewart offered Senate Concurrent Resolution No. 25—Relative to heating the legislative halls.

Adopted.

By Mr. Blair:

Resolved, That the Controller of State is hereby directed to draw his warrant on the State Legislative Fund, in favor of John M. Crawford, for the sum of eighty-three and thirty one hundredths (\$83 30) dollars, for transcribing report of Warden of the State Prison, for eighteen hundred and seventy-five and eighteen hundred and seventy-six, into the Appendix of the Senate Journal, eighth session.

Motion to adopt the resolution was lost.

On motion of Mr. Rickey, the vote by which the resolution was lost was reconsidered, and the resolution was adopted.

By Mr. Shepherd:

Resolved, That the Sergeant-at-Arms of the Senate is hereby authorized and directed to draw his warrant in favor of Gabriel Cohn, for mileage and per diem to date, as is allowed Senators from that county, on the Legislative Fund.

Mr. Cassidy moved to amend by striking out the per diem from the resolution.

Yeas and nays were called for by Messrs. Baker, Cassidy, and Stewart, with the following result:

YEAS—Messrs. Baker, Cassidy, Comins, Creswell, Garrard, Grimes, McConnell, Shepherd, Stampley, Stewart, Westerfield, and the President—12.

NAYS—Messrs. Blair, Boardman, Chubbuck, Dickinson, Edwards, Farrell, King, Martin, Rickey, Schultz, and Wescoatt—11.

Amendment adopted.

Mr. Edwards moved that the resolution be indefinitely postponed.

Yeas and nays called for by the entire Senate:

YEAS—Messrs. Blair, Boardman, Chubbuck, Comins, Dickinson, Edwards, Farrell, King, Martin, Rickey, Shepherd, Schultz, and Wescoatt—13.

NAYS—Messrs. Baker, Cassidy, Creswell, Garrard, Grimes, McConnell, Stampley, Stewart, and Westerfield—10.

Senate Concurrent Resolution No. 26—Granting leave of absence from the State to David McKee, County Recorder of Esmeralda.

Adopted.

Leave of absence was granted to Mr. Rickey for two days.

Mr. Martin moved that the Senate take a recess until half-past one o'clock.

Carried.

So, at twelve o'clock and thirty minutes, the Senate took recess.

IN SENATE.

After recess, at one o'clock and thirty minutes P. M.

Lieutenant Governor Adams in the chair.

No quorum present.

A call of the House ordered, and the Sergeant-at-Arms dispatched for the absentees, who were admitted to their seats, after having made proper excuses, and further proceedings under the call were dispensed with.

Mr. King moved to suspend the rules, and that Senate Bill No. 104 be placed on its passage.

Lost.

Leave of temporary absence was granted to Messrs. Baker and Creswell.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Comins, by leave and without previous notice, introduced Senate Bill No. 130—An Act to repeal an Act entitled "An Act concerning the Courts of [Justice of] this State," etc.

Read first time, the rules were suspended, the bill read the second time by title, and considered engrossed.

Mr. PRESIDENT: Your special committee, consisting of the delegations from White Pine and Lincoln, have had Senate Bill No. 52—Entitled an Act to amend an Act entitled "An Act concerning District Attorneys," approved March eleventh, eighteen hundred and sixty-five, approved February twenty-sixth, eighteen hundred and sixty-six,

approved March eleventh, eighteen hundred and sixty-seven, approved February seventeenth, eighteen hundred and seventy-five—under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

H. A. COMINS, Chairman.

MESSAGES FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, February 20, 1877. }

To the honorable the Senate:

I have the honor herewith to transmit to your honorable body Assembly Bill No. 38—Entitled an Act appropriating moneys to establish and maintain a House of Refuge, provide for its government and equipment, enumerating its officers and employés, and defining their duties, and fixing their salaries; and making provision for the arrest, confinement, restraint, and reformation of juvenile offenders—which this day passed the Assembly by the following vote: Yeas, 26; nays, 21.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, February 19, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Bill No. 111—Entitled an Act to provide for the better enforcement of an Act to amend an Act entitled an Act to prevent the destruction of fish, approved March second, eighteen hundred and seventy-one, approved January twenty-sixth, eighteen hundred and seventy-seven—which this day passed the Assembly by the following vote: Yeas, 41; nays, none.

Also, to transmit Assembly Bill No. 101—Entitled an Act to grant the right of way for an endless wire railroad from a point within the City of Virginia, in the County of Storey, to a point in the Town of Gold Hill, in the same county, and to protect the same—which this day passed the Assembly by the following vote: Yeas, 44; nays, none.

Also, Assembly Bill No. 102—Entitled an Act to amend an Act entitled "An Act in relation to the State Library," approved February fourteenth, eighteen hundred and sixty-five—which this day passed the Assembly by the following vote: Yeas, 41; nays, none.

Also, to inform your honorable body that the Assembly this day concurred in Senate amendments to Assembly Bill No. 40—Entitled an Act to preserve wild game, and to repeal all other Acts in relation thereto.

Also, concurred in Senate amendment to Assembly Bill No. 72—Entitled an Act making appropriations for deficiencies in the eleventh and twelfth fiscal years.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

Assembly Bill No. 38—An Act appropriating moneys to establish and maintain a house of refuge, provide for its government and equipment, enumerating its officers and employes, and defining their duties and fixing their salaries, and making provision for the arrest, confinement, restraint, and correction of juvenile offenders.

Read first time, rules were suspended, the bill read the second time by title, and referred to the Committee of the Whole.

Assembly Bill No. 101—An Act to grant the right of way for an endless wire railroad, etc.

Read first time, rules were suspended, the bill read second time by title, and placed on general file.

Assembly Bill No. 102—Entitled an Act to amend an Act entitled "An Act in relation to the State Library," approved February fourteenth, eighteen hundred and sixty-five.

Read first time, rules were suspended, the bill read second time by title, and referred to Committee on Library.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 99—An Act to restrict and regulate gambling.

Amended and read third time, and was lost by the following vote:

YEAS—Messrs. Chubbuck, Dickinson, Edwards, Garrard, Grimes, Ross, and Wescoatt—7.

NAYS—Messrs. Blair, Boardman, Cassidy, Comins, Farrell, King, Martin, McConnell, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—14.

Mr. Boardman gave notice that he would, on to-morrow, move for a reconsideration of the vote by which Senate Bill No. 99 was lost.

Senate Bill No. 102—To amend an Act to regulate proceedings in civil cases in the Courts of justice of this State, and to repeal all other Acts in relation thereto, approved March eighth, eighteen hundred and sixty-nine.

Mr. Blair moved to make it the special order for Friday, at twelve o'clock.

Lost.

Mr. Garrard moved to lay it on the table for one day.

Lost.

Mr. Baker moved that a committee of one be appointed to amend, by inserting a section providing that the law is not to affect present litigation.

Carried.

And, as amended, read third time, and was lost by the following vote:

YEAS—Messrs. Garrard and Martin—2.

NAYS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Grimes, King, McConnell, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Wescoatt—21.

Senate Bill No. 127—An Act to tax and regulate foreign insurance companies doing business in this State.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Edwards,

Farrell, King, Martin, McConnell, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—18.

NAYS—Messrs. Chubbuck, Garrard, and Grimes—3.

Mr. Garrard presented a report made by a portion of the Committee to visit the State Prison at Reno, which was ordered printed, together with the report made by another portion of the same committee.

Assembly Bill No. 74.

Laid on the table.

Senate Bill No. 66.

Recommitted to the Committee on Mines and Mining.

Senate Bill No. 79—An Act amendatory of and supplementary to an Act entitled "An Act to locate the State University, and to provide for the control and maintenance of the same," approved March seventh, eighteen hundred and seventy-three.

Read third time, and lost by the following vote:

YEAS—Messrs. Boardman, Dickinson, Farrell, King, McConnell, Schultz, Stampley, and Westerfield—8.

NAYS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Garrard, Grimes, Martin, Stone, and Wescoatt—10.

Mr. Stewart gave notice that he would, on to-morrow, move to reconsider the vote by which the bill—Senate Bill No. 79—was lost.

Mr. Comins, by leave and out of order, moved that the message of the Secretary of State be now taken up.

Carried.

STATE OF NEVADA, OFFICE OF SECRETARY OF STATE, }
CARSON CITY, February 20, 1877. }

To the honorable the Senate:

I have the honor to transmit herewith the claims of White Pine County, Lehman and others, and D. C. Clark & Co., with the action of the Board of Examiners thereon.

Respectfully,

J. D. MINOR,
Secretary Board Examiners.

Mr. Comins moved that the message, with accompanying documents, be referred to the Committee on Claims.

Carried.

Mr. Martin moved to adjourn.

Carried.

So, at three o'clock and forty-five minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—FIFTY—SECOND DAY.

CARSON CITY, February 21, 1877.

Senate met at ten o'clock and thirty minutes A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—24.

Absent—Mr. Chubbuck—1.

Mr. Chubbuck entered Senate Chamber just after his name had been written absent.

Prayer by the Chaplain, Rev. J. McClain.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

MR. PRESIDENT: Your Standing Committee on Claims have had the claim of the State Mineralogist under consideration, and beg leave to report that they have examined the same, and report favorably with resolution in favor of the payment of the said claim.

O. K. STAMPLEY, Chairman.

MR. PRESIDENT: Your Standing Committee on Claims, to whom was referred the claims of White Pine County, Lehman, Smith, and Curtis, and the claim of D. C. Clark & Bro., would respectfully report a bill for the payment of the sums as allowed by the Board of Examiners, and recommend its passage.

O. K. STAMPLEY, Chairman.

MR. PRESIDENT: The undersigned, a minority of the Committee on Ways and Means, to which was referred Assembly Bill No. 99—Entitled an Act amendatory of and supplementary to "An Act providing for the taxation of the net proceeds of mines," approved February [twenty-eighth], eighteen hundred and seventy-one—respectfully suggests the adoption of the following resolution, viz.

A. GARRARD.

Further time was granted the Committee on Salaries of the State Officers.

Mr. Comins moved that the rules be suspended.

Lost.

MOTIONS AND RESOLUTIONS.

Mr. Stewart moved that the vote by which Senate Bill No. 79 was lost be reconsidered.

Carried.

Mr. Boardman moved that the vote by which Senate Bill No. 99 was lost be reconsidered.

Carried.

By Mr. King:

Resolved, That the several committees be and are hereby required to report back to the Senate all Senate bills on or before Friday next, and all Assembly bills on or before Monday next.

On motion for the adoption of the above resolution, the yeas and nays were called for by the entire Senate, with the following result:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Dickinson, Edwards, Farrell, King, Martin, McConnell, Piper, Rickey, Ross, Schultz, Stampley, Stone, and Westerfield—17.

NAYS—Messrs. Baker, Boardman, Creswell, Garrard, Grimes, Shepherd, Stewart, and Wescoatt—8.

By Mr. Garrard:

Resolved, That the Standing Committee on Ways and Means be and it is hereby ordered to report Assembly Bill No. 99 back to the Senate forthwith, with or without recommendation.

Mr. Cassidy moved to indefinitely postpone the resolution.

The yeas and nays were called for by Messrs. Stewart, Baker, and Cassidy.

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, McConnell, Piper, Rickey, Schultz, Stampley, Stone, and Westerfield—15.

NAYS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, Ross, Shepherd, Stewart, and Wescoatt—10.

By Mr. Stampley:

Resolved, That the State Controller is hereby authorized to draw his warrant in favor of H. R. Whitehill, for the sum of two hundred and twenty-five dollars, for copying State Mineralogist's report for eighteen hundred and seventy-five and seventy-six, for the State Printer.

Adopted.

By Mr. Shepherd:

WHEREAS, In the case of Cohn vs. Stone, the case was continued from time to time at the request of T. N. Stone, to procure certain evidence from Washington, again on account of the absence of his counsel, to the great inconvenience and expense of Gabriel Cohn, who never asked for a postponement; on the contrary, was always anxious to proceed with the trial; therefore, be it

Resolved, That the State Controller is directed to draw his warrant on the Legislative Fund, in favor of Gabriel Cohn, for the sum of two hundred and seventy-five dollars, to pay part of the expenses of the contestant.

Mr. King moved to amend by striking out "two hundred and seventy-five dollars" and inserting "two hundred dollars."

Lost.

Mr. Martin moved to indefinitely postpone the resolution.

Yeas and nays called for by Messrs. Shepherd, Cassidy, and Martin.

Motion lost by the following vote:

YEAS—Messrs. Blair, Boardman, Chubbuck, Comins, Dickinson, Edwards, Farrell, King, Martin, Rickey, Schultz, and Wescoatt—12.

NAYS—Messrs. Baker, Cassidy, Creswell, Garrard, Grimes, McConnell, Piper, Ross, Shepherd, Stampley, Stewart, Stone, and Westerfield—13.

Question on the adoption of the resolution.

The yeas and nays were called for by the entire Senate, and the resolution adopted by the following vote:

YEAS—Messrs. Baker, Cassidy, Creswell, Garrard, Grimes, McConnell, Piper, Ross, Shepherd, Stampley, Stewart, Stone, and Westerfield—13.

NAYS—Messrs. Blair, Boardman, Chubbuck, Comins, Dickinson, Edwards, Farrell, King, Martin, Rickey, Schultz, and Wescoatt—12.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, February 20, 1877. }

To the honorable the Senate:

I have the honor herewith to transmit to your honorable body Assembly Concurrent Resolution No. 31.—In relation to amendment to the Constitution of the State of Nevada—which this day passed the Assembly by the following vote: Yeas, 42; nays, none.

Also, Assembly Concurrent Resolution No. 32—Relative to printing the report of the committee appointed to visit the State University—which was this day adopted by the Assembly.

Also, to notify your honorable body that Senate Joint Resolution No. 5—In relation to swamp and overflowed lands—was this day indefinitely postponed by the following vote: Yeas, 36; nays, 6.

Also, Senate Joint Resolution No. 6—In relation to swamp and overflowed lands—the Assembly this day indefinitely postponed by the following vote: Yeas, 42; nays, 2.

Also, to return to your honorable body Senate Concurrent Resolution No. 25 (no title), which was this day read in the Assembly and lost.

Also, Senate Bill No. 77—Entitled an Act to amend an Act entitled an Act to restrict gaming, passed March fourth, eighteen hundred and sixty-nine, approved March fourth, eighteen hundred and seventy-five—which passed the Assembly on the nineteenth instant by the following vote: Yeas, 35; nays, 14; as amended in the Assembly.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

Mr. Cassidy moved that Senate Bill No. 77 be now taken up for consideration of Assembly amendments.

Carried.

Senate Bill No. 77—An Act to amend an Act entitled "An Act to

restrict gaming," passed March fourth, eighteen hundred and sixty-nine, approved March fourth, eighteen hundred and seventy-five.

Returned from the Assembly amended.

Question: Whether or not the Senate would concur with Assembly amendments.

Mr. Cassidy moved for a call of the House.

Carried.

Mr. Cassidy moved that further proceedings under the call be dispensed with.

Carried.

The amendments were adopted by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Comins, Creswell, Farrell, Garrard, McConnell, Schultz, Stampley, Stewart, Wescoatt, and Westfield—13.

NAYS—Messrs. Boardman, Chubbuck, Dickinson, Edwards, Grimes, King, Martin, Piper, Rickey, Shepherd, and Stone—11.

Mr. Rickey moved that the Senate take a recess until two o'clock.

Lost.

Mr. Stewart moved that the Senate take a recess until half-past one o'clock.

Carried.

So, at twelve o'clock and twenty-five minutes, the Senate took a recess.

IN SENATE.

After recess, at one o'clock and thirty minutes.

Lieutenant Governor Adams in the chair.

Quorum present.

Leave of temporary absence was granted to Mr. Shepherd.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Stewart, by leave and without previous notice, and by request, introduced Senate Bill No. 131—An Act to apportion a fund for the relief of the several orphan asylums in this State.

Read first time, rules were suspended, the bill read second time by title, and referred to Committee on Education.

REPORT (OUT OF ORDER.)

MR. PRESIDENT: Your Committee on Engrossment beg leave to report that they have compared Senate Bill No. 117—An Act to appropriate certain moneys to perfect the title to the property known as the State Prison property—with the original copy thereof, and find it correctly reengrossed.

W. C. GRIMES, Chairman.

Committee on Printing, by leave, offered the following:

MR. PRESIDENT: Your Standing Committee on Public Printing have had Assembly Bill No. 116—Entitled an Act to abolish the office of

State Printer—under consideration, and beg leave to report that they have amended the same, and recommend that it do pass as amended.

M. J. FARRELL, Chairman.

Ormsby and Storey County delegations, by leave, gave the following reports, out of order:

Mr. PRESIDENT: Your select committee, of the delegation Storey County, have had Senate Bill No. 115 under consideration, and beg leave to report favorably on the same, with the recommendation that it pass as amended.

JOHN PIPER, Chairman.

Mr. PRESIDENT: Your special committee (Ormsby County delegation), to whom was referred Assembly Bill No. 80—Entitled an Act to amend an Act to incorporate Carson City—beg leave to report that they have had the same under consideration, and report the same back to the Senate, and recommend it do pass.

T. D. EDWARDS,
W. O. H. MARTIN,
Committee, Storey County delegation.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 89—An Act to provide for the purchase of certain supplies for State officers and attachés of the Legislature.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Edwards, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Shepherd, Schultz, Stampley, Stewart, Stone, and Westfield—21.

NAYS—Messrs. Chubbuck and Farrell—2.

Committee on Claims granted leave to introduce a bill out of order, and without previous notice.

Leave of absence granted to Mr. Ross.

Committee on Claims introduced Senate Bill No. 132—An Act to appropriate money for the payment of certain claims against the State of Nevada.

Read first time, rules were suspended, the bill read the second time by title, and referred to the Committee of the Whole.

Mr. Garrard, by leave, offered the following resolution:

WHEREAS, John B. Gallagher did, at the sixth session of the Legislature of this State, contest the seat of A. Garrard as Senator from the County of Esmeralda; and whereas, by reason of the failure of the Senate to act upon the matter of said contest until a late day in the session, said Gallagher was compelled to attend the same, awaiting the decision in his case; and now, therefore, be it

Resolved, That the Sergeant-at-Arms be and he is hereby directed to draw his warrant upon the Controller in favor of the said John B. Gallagher for the sum of sixty-four dollars, and the Controller shall pay

the same out of the Contingent Fund of the Senate, which sum shall be paid and received as and for the mileage of said Gallagher.

Mr. Shepherd moved the adoption of the resolution, and upon the motion the yeas and nays were called for by the entire Senate.

Roll was called, and the resolution lost by the following vote:

YEAS—Messrs. Cassidy, Chubbuck, Garrard, King, Rickey, Shepherd, Stampley, and Stone—8.

NAYS—Messrs. Baker, Blair, Boardman, Comins, Creswell, Dickinson, Edwards, Farrell, Grimes, Martin, McConnell, Piper, Schultz, Stewart, Wescoatt, and Westerfield—16.

Mr. Stampley moved that the rules be suspended, and that the Senate resolve itself into a Committee of the Whole.

Lost.

Assembly Bill No. 83—An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," approved March ninth, eighteen hundred and sixty-five, and Acts amendatory thereof.

Mr. Comins moved to lay the bill on the table for one day.

Carried.

Assembly Bill No. 104—An Act to provide for the payment of certain claims against the several counties in this State.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Chubbuck, Comins, Dickinson, Edwards, Farrell, Martin, Piper, Shepherd, Schultz, Stampley, Stone, and Westerfield—15.

NAYS—Messrs. Boardman, Creswell, Garrard, Grimes, King, McConnell, Rickey, Stewart, and Wescoatt—9.

Senate Bill No. 52—An Act to amend an Act entitled "An Act concerning District Attorneys," etc.

Amended, and, as amended, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Shepherd, Schultz, Stampley, Stone, and Westerfield—22.

NAYS—Mr. Wescoatt—1.

Bill ordered reëngrossed.

Senate Bill No. 130—An Act to repeal an Act entitled "An Act concerning the Courts of justice of this State and judicial officers," approved January twenty-sixth, eighteen hundred and sixty-five, approved March second, eighteen hundred and seventy-five.

Mr. Comins moved to refer the bill to Judiciary Committee.

Lost.

Mr. Comins then moved to indefinitely postpone the bill.

Carried.

Assembly Bill No. 101—An Act to grant the right of way for an endless wire rope railroad from a point in Virginia City, Storey County, to a point in Gold Hill, in said county, and to protect the same.

Read third time, and passed by the following vote:

YEAS—Messrs. Blair, Boardman, Chubbuck, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—21.

NAYS—Mr. Comins—1.

Mr. Martin asked leave of absence for one day.

Granted.

Senate Bill No. 79—An Act amendatory of and supplementary to an Act entitled "An Act to locate the State University, and to provide for the control and maintenance of the same," approved March seventh, eighteen hundred and seventy-three.

Read third time, and lost by the following vote:

YEAS—Messrs. Baker, Boardman, Dickinson, Farrell, Garrard, Piper, Schultz, Stampley, Stewart, and Westerfield—10.

NAYS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Grimes, King, McConnell, Shepherd, Stone, and Wescoatt—11.

Mr. King moved to adjourn.

Lost.

Senate Bill No. 99—An Act to restrict and regulate gaming.

Read third time, and lost by the following vote:

YEAS—Messrs. Baker, Boardman, Chubbuck, Comins, Dickinson, Edwards, Garrard, Grimes, King, Piper, Rickey, and Wescoatt—12.

NAYS—Messrs. Blair, Cassidy, Farrell, McConnell, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—10.

Mr. Stewart moved that when the Senate adjourn, it adjourn until Friday, at ten o'clock and thirty minutes A. M.

Carried.

Mr. Piper moved to adjourn.

Lost.

Mr. King moved to take a recess until seven o'clock P. M.

Lost.

Senate Bill No. 110—An Act in aid of the construction of the State Prison of the State of Nevada.

Mr. Boardman moved to take the bill from the table, and refer it to the Committee of the Whole.

Lost.

Assembly Bill No. 80—An Act to amend an Act entitled "An Act to incorporate Carson City."

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, McConnell, Piper, Rickey, Shepherd, Schultz, Stampley, Stewart, Stone, and Wescoatt—21.

NAYS—None.

Assembly Bill No. 116—An Act to abolish the office of State Printer, and provide for the public printing.

Amended, and on motion of Mr. Comins, was referred to Committee on Printing.

Senate Bill No. 115—An Act to reincorporate Virginia City, etc.

Amendments adopted, and ordered engrossed.

Assembly Concurrent Resolution No. 32—Relative to printing report of select committee's visit to State University.

Was referred to Joint Committee on Printing.

Assembly Concurrent Resolution No. 31—In relation to Constitutional amendment.

Read first time, rules were suspended, read second time by title, and referred to Committee on Judiciary.

Mr. Dickinson moved to adjourn.

Carried.

So, at five o'clock, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—FIFTY-FOURTH DAY.

CARSON CITY, February 23, 1877.

Senate met at ten o'clock and thirty minutes A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—25.

Prayer by the Chaplain, Rev. J. McClain.

Journal read, and amended so that Mr. Shepherd's resolution, adopted fifty-second day, to read "State Controller," instead of "Sergeant-at-Arms," and then, as amended, approved.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Standing Committee on Public Printing, to whom was referred Assembly Bill No. 116—Entitled an Act to abolish the office of State Printer—for the purpose of amendment, beg leave to report that they have made said amendments, and recommend that it do pass as amended.

M. J. FARRELL, Chairman.

Mr. PRESIDENT: Your Standing Committee on Public Morals have had Assembly Bill No. 84 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

JOHN PIPER, Chairman.

Mr. PRESIDENT: Your Standing Committee on Education have had Senate Bill No. 131—An Act to appropriate funds for the relief of the several orphan asylums of this State—under consideration, and beg leave to report the same back without recommendation.

T. N. STONE, Chairman.

Mr. PRESIDENT: Your Standing Committee on Elections have had Substitute for Assembly Bill No. 13 under consideration, and beg leave to report unfavorably on the same, with the recommendation that it do not pass. The title of the bill is—An Act to amend an Act entitled “An Act to provide for the registration of the names of electors, and to prevent fraud at elections.”

N. WESCOATT, Chairman.

Mr. PRESIDENT: Your Standing Committee on Public Morals have had Senate Bill No. 113 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass. Title of bill—An Act to prevent the keeping and letting of disorderly houses or inns.

JOHN PIPER, Chairman.

REPORT OF SELECT COMMITTEE.

Mr. PRESIDENT: Your select committee, consisting of Storey County delegation, to which was referred Senate Bill No. 120—An Act to authorize the Mayor and Board of Aldermen of the City of Virginia to pay the claim of John Brickell—beg leave to report that they have had the same under consideration, and recommend its passage.

JOHN PIPER, Chairman.

Mr. PRESIDENT: Your Standing Committee on Enrollment beg leave to report that Senate Bill No. 56—An Act to amend an Act amendatory of an Act entitled “An Act to regulate fees and compensation for official and other services in the State of Nevada,” approved March ninth, eighteen hundred and sixty-five, approved March sixth, eighteen hundred and seventy-five—has been carefully compared with the engrossed copy thereof and found correctly enrolled, and has been this day delivered to the Governor for his approval.

W. M. BOARDMAN, Chairman.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
 CARSON CITY, February 21, 1877. }

To the honorable the Senate:

I have this day approved, and deposited in the office of the Secretary of State, Senate Bill No. 63—An Act to prevent cruelty to women in the State of Nevada.

Also, Senate Bill No. 42—An Act in relation to erection and maintenance of bridges.

Also, Senate Bill No. 10—An Act to protect the right of owners of stock shares and other interests in the mineral and metal-yielding mines of the State.

Also, Senate Bill No. 84—An Act to amend an Act entitled "An Act to create a Board of County Commissioners in the several counties of this State, and to define their duties and powers," approved March eighth, eighteen hundred and sixty-five.

L. R. BRADLEY, Governor.

MOTIONS AND RESOLUTIONS.

By Mr. Cassidy:

Resolved, That the Judiciary Committee be required to report Senate Bill No. 126 back to this body, immediately after the recess of this day, and that said committee have the remainder of the day in which to report on all other bills in its possession.

Mr. Boardman moved to indefinitely postpone the resolution.

Mr. Comins moved the previous question.

Ayes and noes were called for by the entire Senate, with the following result:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, McConnell, Piper, Rickey, Schultz, Stampley, and Westfield—14.

NAYS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, Shepherd, Stewart, Stone, and Wescoatt—11.

Ayes and noes were called for on the motion to indefinitely postpone the resolution, with the following result:

YEAS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, Ross, Shepherd, Stone, and Wescoatt—11.

NAYS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, McConnell, Piper, Rickey, Schultz, Stampley, and Westfield—14.

Roll called on Mr. Cassidy's motion.

It was adopted by the following vote:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell,

King, Martin, McConnell, Piper, Rickey, Schultz, Stampley, and Westfield—14.

NAYS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, Ross, Shepherd, Stewart, Stone, and Wescoatt—11.

Leave was granted to Mr. Garrard to introduce, out of order, Senate Bill No. 133—An Act to amend an Act entitled “An Act relating to providing revenue for the support of the government of the State of Nevada.”

Read first time, rules were suspended, the bill read second time by title, and referred to the Committee on Ways and Means.

Mr. Edwards moved that the Senate take a recess until three o'clock.

Mr. Baker moved to adjourn.

Lost.

Motion to take recess until three o'clock was carried.

So, at twelve and twenty-seven minutes, the Senate took recess.

IN SENATE.

After recess, and at three o'clock P. M.

Lieutenant Governor Adams in the chair.

Quorum present.

Mr. Cassidy moved a call of the House.

Carried.

The Sergeant-at-Arms was instructed to bring the absent Senators before the bar of the Senate.

In accordance with the instruction, the absentees were brought before the bar of the Senate, and each and all were admitted to seats, and further proceedings under the call were dispensed with.

The Committee on Judiciary presented the following protest:

Mr. PRESIDENT: The undersigned members of the Judiciary Committee of the Senate, hereby protest against the action of a majority of this honorable body, in compelling them arbitrarily to report upon Senate Bill No. 126 before they had given it the consideration the merits of the bill require, said action being unwise and dangerous to the best interests of the people of the State. We hereby request that this be entered at length upon the Journal of the Senate.

G. W. BAKER,
Chairman.
W. M. BOARDMAN,
H. T. CRESWELL,
W. F. STEWART.

Mr. Baker asked leave to make a report out of order.

Objection.

Report of the Committee on Judiciary being decided by the Chair to be the special order, the Chairman of that committee made the following report:

Mr. PRESIDENT: Your Standing Committee on Judiciary have had under consideration Senate Bill No. 122—A bill for an Act to amend an Act entitled “An Act to regulate proceedings in civil cases in the Courts of justice of this State”—and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 48—An Act entitled an Act authorizing District Judges to appoint Court Commissioners, defining their duties, and providing fees for the same—and beg leave to report favorably on the same as amended, and recommend that it do pass.

Also, Assembly Bill No. 34—An Act to amend an Act entitled “An Act concerning crimes and punishments”—and beg leave to report the same back without recommendation.

Also, Assembly Concurrent Resolution No. 31—In relation to an amendment to the Constitution of the State of Nevada—and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Substitute Assembly Bill No. 21—An Act to confer additional powers upon Justices of the Peace—and beg leave to report it back with substitute, and report favorably on the substitute, and recommend that it do pass.

G. W. BAKER, Chairman.

Mr. PRESIDENT: Your Standing Committee on Judiciary have had under consideration Senate Bill No. 126—Entitled an Act amendatory of and supplementary to an Act providing for the taxation of the net proceeds of the mines, approved February twenty-eighth, eighteen hundred and seventy-one—and beg leave to submit the following report:

After a careful examination, we find that the bill is in contravention of an express provision of Article X of the Constitution of the State of Nevada.

It is attempted by this bill to prescribe the manner of taxing the *net proceeds* of the mines in this State, and according to its provisions, only a specific and arbitrary percentage of the net proceeds are permitted to be taxed, destroying the ad valorem principle of taxation, and exempting from taxation a large portion of the ascertained property in this State from bearing its just proportion of the public burdens; and in so far as it provides for the taxation of the net proceeds it is unconstitutional, for the proceeds, the entire proceeds, must be taxed by the express provision of said section, which provides that “the Legislature shall provide by law for a uniform and equal rate of assessment and taxation, and shall prescribe such regulations as shall secure a just valuation for taxation of all property, real, personal, and possessory, excepting mines and mining claims, the proceeds of which alone shall be taxed,” etc. (See State of Nevada vs. Kruttschnitt, 4 Nev., 178.)

Upon the ground of expediency, we are unalterably opposed to that portion of this bill which provides for the taxation of the net proceeds of the mines, as being an unjust discrimination in favor of mining corporations and mine owners, and an unwarranted oppression upon all other classes of property and industries. We recognize it as a system of class legislation, pernicious in its tendencies, unsupported by precedent, and a gross subversion of the principles of just and equal taxation.

We, therefore, return this bill to the Senate, with amendments, with the recommendation that it do not pass, and recommend that the Senate take up and immediately pass Assembly Bill No. 99, as conducive to the best interests of the State.

G. W. BAKER, Chairman.
H. T. CRESWELL,
W. M. BOARDMAN,
W. F. STEWART.

MINORITY REPORT OF THE JUDICIARY COMMITTEE.

Mr. PRESIDENT: The minority of your Standing Committee on Judiciary has had Senate Bill No. 126 under consideration, and begs leave to report favorably on the same, with the recommendation that it do pass without amendment.

T. D. EDWARDS,
Of the Judiciary Committee.

Mr. Boardman moved to take from the table Senate Bill No. 110—Substitute for Senate Bills Nos. 57 and 71.

Yeas and nays called for by Messrs. Rickey, Garrard, and Stewart, and carried by the following vote:

YEAS—Messrs. Baker, Boardman, Cassidy, Creswell, Dickinson, Garrard, Grimes, Piper, Ross, Shepherd, Stampley, Stewart, and Westfield—13.

NAYS—Messrs. Blair, Chubbuck, Comins, Edwards, Farrell, King, Martin, Rickey, Schultz, Stone, and Wescoatt—11.

Mr. Boardman moved that it be adopted.

Carried.

Mr. Boardman moved that the Senate Substitute Bill No. 110 be referred to the Committee of the Whole.

Carried.

Mr. Boardman moved that the Senate resolve itself into the Committee of the Whole.

Ayes and noes were called for by the entire Senate, and motion lost by the following vote:

YEAS — Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, Ross, Shepherd, Stewart, and Wescoatt—10.

NAYS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, Stone, and Westfield—14.

Mr. Stampley was granted leave to withdraw Senate Concurrent Resolution No. 22.

By Mr. Stampley:

Resolved, That the State Controller is hereby directed to draw his warrant on the Legislative Fund, in favor of Mrs. E. Scribner, for the sum of two hundred and thirty-two dollars and fifty cents (\$232 50), for copying report of State Mineralogist for eighteen hundred and seventy-five and eighteen hundred and seventy-six, and for copying biennial report of Secretary of State into Appendix to Senate Journal.

Adopted.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
 CARSON CITY, February 21, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Bill No. 33—Entitled an Act to amend an Act entitled “An Act concerning stray animals,” approved March eighth, eighteen hundred and sixty-one—which passed the Assembly this day by the following vote: Yeas, 40; nays, 2.

Also, Senate Bill No. 81—Entitled an Act to provide for payment to Peter Cavanaugh for expenditures of money made by him for the completion of the State Capitol of Nevada—which this day passed the Assembly by the following vote: Yeas, 36; nays, 8.

Also, Senate Bill No. 91—Entitled an Act for the relief of Edward Luban—which this day passed the Assembly by the following vote: Yeas, 37; nays, 5.

Also, Senate Bill No. 95—Entitled an Act to amend sections two and four of an Act entitled “An Act granting the right of way for a railroad,” passed February twentieth, eighteen hundred and seventy-five—which this day passed the Assembly by the following vote: Yeas, 35; nays, 6.

Also, Senate Bill No. 97—Entitled an Act to grant certain privileges to gas companies and others—which this day passed the Assembly by the following vote: Yeas, 40; nays, 2.

Also, Senate Concurrent Resolution No. 26—Granting leave of absence to David McKee, of Esmeralda County—which was this day adopted by the Assembly.

Also, Senate Bill No. 59—Entitled an Act to remove from Lewis Cook certain legal disabilities—which was this day lost in the Assembly by the following vote: Yeas, 17; nays, 31.

Also, to transmit to your honorable body Assembly Bill No. 115—Entitled an Act to create a Current Expense Fund for Lincoln County—which this day passed the Assembly by the following vote: Yeas, 45; nays, none.

Also, Assembly Bill No. 123—Entitled an Act to repeal an Act entitled “An Act to authorize the Supreme Court or the Justices thereof, to issue restraining orders pending the determination of appeals,” approved February sixteenth, eighteen hundred and seventy-seven, and to declare all proceedings thereunder of no force or effect—which this day passed by the following vote: Yeas, 40; nays, none.

Also, Assembly Bill No. 129—Entitled an Act authorizing the Board of County Commissioners of Lincoln to contract a temporary loan—which this day passed the Assembly by the following vote: Yeas, 40; nays, none.

Also, Assembly Joint Resolution No. 30—Relating to the protection of fish in the Truckee River and its branches—which this day passed the Assembly by the following vote: Yeas, 46; nays, none.

Also, Senate Joint Resolution No. 5—In relation to swamp and overflowed lands—which was, on twentieth instant, indefinitely postponed in the Assembly.

Also, Senate Joint Resolution No. 6—In relation to swamp and over-

flowed lands—which was, on twentieth instant, indefinitely postponed in the Assembly.

Also, I have the honor to inform your honorable body, that the Assembly this day concurred in Senate amendments to Assembly Bill No. 49—Entitled an Act to amend an Act amendatory of and supplementary to an Act entitled “An Act defining the time of commencing civil actions,” approved November twenty-first, eighteen hundred and sixty-one, and to repeal Acts amendatory of said Acts, approved March fifth, eighteen hundred and sixty-seven.

Also, Senate Bill No. 56—Entitled an Act to amend an Act amendatory of an Act entitled “An Act to regulate fees and compensations for official and other services in the State of Nevada,” approved March ninth, eighteen hundred and sixty-five, approved March sixth, eighteen hundred and seventy-five—which this day passed the Assembly by the following vote: Yeas, 39; nays, 10.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Comins, by leave and without previous notice, introduced Senate Bill No. 135—An Act fixing the rate of taxation.

Read first time, rules suspended, bill read second time by title, and referred to Committee on Ways and Means.

Mr. Rickey, by leave and without previous notice, introduced Senate Bill No. 136—An Act to amend an Act entitled “An Act to provide revenue for the support of the government of the State of Nevada,” etc.

Read first time, rules were suspended, the bill read second time by title, and referred to Committee on Judiciary.

Assembly Bill No. 123—An Act to repeal an Act to authorize the Supreme Court Judges to issue restraining orders, etc.

Read first time, rules were suspended, the bill read second time by title, and referred to Committee on Judiciary.

Assembly Bill No. 115—An Act to create a Current Expense Fund for Lincoln County.

Read first time, rules were suspended, the bill read second time by title, and referred to Lincoln County delegation.

Assembly Bill No. 129—An Act authorizing the County Commissioners of Lincoln County to contract a temporary loan.

Read first time, rules were suspended, the bill read second time by title, and referred to Lincoln County delegation.

Assembly Joint Resolution No. 30—Relating to the protection of fish in the Truckee River and its branches.

Read first time, and Mr. Farrell moved that the rules be suspended, and the resolution read second time by title.

Ayes and noes were called for by Messrs. Baker, Boardman, and Stewart, and, failing to get two thirds of the roll call, was lost by the following vote:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Ross, Schultz, Stampley, Stone, and Westfield—15.

NAYS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, Shepherd, Stewart, and Wescoatt—9.

GENERAL FILE AND THIRD READING OF BILLS.

Assembly Bill No. 83.

Mr. Chubbuck moved to lay on the table.

Ayes and noes were called for by the entire Senate, and laid on the table by the following roll call:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, and Westerfield—13.

NAYS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, Ross, Shepherd, Stewart, Stone, and Wescoatt—11.

Senate Bill No. 103—An Act to amend an Act entitled “An Act to provide for the support of the government of the State of Nevada.”

Mr. Comins moved to lay the bill on the table for one day.

Ayes and noes called for, and the bill laid on the table for one day by the following roll call:

YEAS—Messrs. Baker, Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, and Westerfield—14.

NAYS—Messrs. Boardman, Creswell, Dickinson, Garrard, Grimes, Ross, Shepherd, Stewart, Stone, and Wescoatt—10.

Mr. Baker moved to reconsider the vote by which this motion to lay Senate Bill No. 103 on the table was carried.

Mr. King rose to a point of order, and the Chair decided the point of order not well taken.

Mr. Edwards moved to lay the motion to reconsider on the table.

Ayes and noes called for by the entire Senate, and the roll call laid the motion on the table:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, and Westerfield—13.

NAYS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, Ross, Shepherd, Stewart, Stone, and Wescoatt—11.

Mr. Garrard moved a call of the House, and the ayes and noes were called for by the entire Senate:

YEAS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, Ross, Shepherd, Stewart, Stone, and Wescoatt—11.

NAYS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, and Westerfield—13.

Mr. Garrard moved to take up Senate Bill No. 83.

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, Garrard, King, Martin, Piper, Rickey, Schultz, Stampley, and Westerfield—14.

NAYS—Messrs. Baker, Boardman, Creswell, Dickinson, Grimes, Ross, Shepherd, Stewart, Stone, and Wescoatt—10.

Mr. Baker moved to adjourn.

Ayes and noes called for.

Lost by the following roll call:

YEAS — Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, Ross, Shepherd, Stewart, and Wescoatt—10.

NAYS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, Stone, and Westerfield—14.

Mr. Shepherd moved to take a recess until seven o'clock.

Ayes and noes called for, and the motion lost by the following roll call:

YEAS — Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, Ross, Shepherd, and Stewart—9.

NAYS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, Stone, Wescoatt, and Westerfield—15.

Mr. Edwards moved to lay the first six bill on the general file upon the table.

Mr. Rickey moved to amend by laying Assembly Bill No. 116 on the table for one day.

Mr. Garrard rose to a point of order.

Mr. Baker moved to adjourn.

Mr. Comins rose to a point of order, which was that the motion to adjourn was out of order.

The Chair decided the motion in order.

Mr. Rickey appealed from the decision of the Chair.

Ayes and noes were called for by the entire Senate, as to whether the decision of the Chair should be the judgment of the Senate or not:

YEAS — Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, Ross, Shepherd, Stewart, and Wescoatt—10.

NAYS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, Stone, and Westerfield—14.

The previous question was put, and the ayes and noes were called for, and was ordered by the following roll call:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, Stone, and Westerfield—14.

NAYS — Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, Ross, Shepherd, Stewart, and Wescoatt—10.

Question then being on laying Assembly Bill No. 116 on the table for one day, ayes and noes were called for, and the bill tabled by this roll call:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, and Westerfield—13.

NAYS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, Ross, Shepherd, Stewart, Stone, and Wescoatt—11.

Mr. Boardman moved a call of the House.

Ayes and noes were called for, and the motion was lost by roll call as follows:

YEAS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, Ross, Shepherd, Stewart, and Wescoatt—10.

NAYS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, Stone, and Westerfield—14.

Mr. Rickey moved to lay Assembly Bill No. 84 on the table.

Mr. Baker moved to adjourn, and the ayes and noes were called for, and the Senate refused to adjourn:

YEAS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, Ross, Shepherd, Stewart, Stone, and Wescoatt—11.

NAYS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, and Westerfield—13.

On the motion to lay Assembly Bill No. 84 on the table, the ayes and noes were called for, and went there by the following roll call:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, Garrard, King, Martin, Piper, Rickey, Schultz, Stampley, and Westerfield—14.

NAYS—Messrs. Baker, Boardman, Creswell, Dickinson, Grimes, Ross, Shepherd, Stewart, Stone, and Wescoatt—10.

Mr. Baker moved to adjourn until Monday, at twelve o'clock.

Mr. Chubbuck moved to amend by an adjournment.

Ayes and noes called for, but the Senate would not adjourn, as shown by the roll call:

YEAS—Messrs. Boardman, Creswell, Dickinson, Garrard, Grimes, Ross, Shepherd, Stewart, and Wescoatt—9.

NAYS—Messrs. Baker, Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, Stone, and Westerfield—15.

Question asked on Mr. Baker's motion to adjourn until twelve o'clock, Monday.

The Chair decided the motion out of order.

From which decision Mr. Baker appealed.

The ayes and noes were called for, and the decision of the Chair was sustained:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, McConnell, Piper, Rickey, Schultz, Stampley, Stone, and Westerfield—15.

NAYS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, Ross, Shepherd, Stewart, and Wescoatt—10.

On motion to lay the motion to adjourn on the table, yeas and nays were called for, and the motion to lay the motion to adjourn on the table, was carried by the following vote:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, McConnell, Piper, Rickey, Schultz, Stampley, Stone, and Westerfield—15.

NAYS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, Ross, Shepherd, Stewart, and Wescoatt—10.

Mr. Rickey moved to take from the table the following bills: Senate Bills Nos. 113, 120, and 131; Substitute for Assembly Bill No. 13; Senate Bill No. 122; Assembly Bills Nos. 48 and 34; and Substitute for Assembly Bills Nos. 21 and 134, and lay them on the table for one day.

Mr. Baker rose to a point of order.

The Chair decided the point of order well taken.

Mr. Rickey appealed from the decision of the Chair.

Mr. Comins moved the previous question; upon which question the yeas and nays were called for by the whole Senate.

The roll was called:

YEAS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, McConnell, Ross, Shepherd, Stewart, Stone, and Wescoatt—12.

NAYS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, and Westerfield—13.

Mr. Baker moved to adjourn, and the yeas and nays were called for by Messrs. Baker, Garrard, and Grimes:

YEAS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, Ross, Shepherd, Stewart, Stone, and Wescoatt—11.

NAYS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, McConnell, Piper, Rickey, Schultz, Stampley, and Westerfield—14.

The question now being, "Shall the main question be now put?" Yeas and nays were called for by the whole Senate, and carried by the following roll call:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, Grimes, King, Martin, McConnell, Piper, Rickey, Schultz, Stampley, and Westerfield—15.

NAYS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Ross, Shepherd, Stewart, Stone, and Wescoatt—10.

Question now being upon Mr. Rickey's motion, Mr. Baker expressed his protest against the summary action of the Senate in compelling him to vote to lay bills on the table which he had no knowledge of other than the title.

Mr. Rickey's motion carried by the following vote:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, and Westerfield—13.

NAYS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, McConnell, Ross, Shepherd, Stewart, Stone, and Wescoatt—12.

Mr. Dickinson moved to adjourn.

The yeas and nays were called for by the entire Senate, and again refused to adjourn:

YEAS—Messrs. McConnell and Stone—2.

NAYS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—23.

Mr. Baker moved to take a recess until half-past seven o'clock.

Mr. Rickey rose to a point of order, that Mr. Baker's motion was not in order.

The Chair decided that the point of order was not well taken.

Mr. Chubbuck moved that the previous question be now put.

Yeas and nays were called for:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, King, Martin, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, and Westerfield—19.

NAYS—Messrs. Dickinson, Garrard, Grimes, McConnell, Stone, and Wescoatt—6.

Yeas and nays called:

YEAS—Messrs. McConnell and Stone—2.

NAYS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—23.

Mr. Garrard moved that the vote by which Assembly Bill No. 83 was laid on the table, be now reconsidered.

Yeas and nays called for:

YEAS—Mr. Stone—1.

NAYS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—23.

Mr. Baker moved to adjourn.

Yeas and nays called for, and the motion lost:

YEAS—Mr. Stone—1.

NAYS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—23.

Mr. Cassidy moved that the amendments recommended by the Committee on Judiciary to Senate Bill No. 126, be rejected, and bill considered engrossed.

The Chair ruled the motion out of order, and Mr. Farrell appealed from the ruling of the Chair, and on that appeal Mr. Garrard rose to a question of privilege, and desired the following protest spread upon the Journal.

Objection being made by Messrs. Edwards, Rickey, and Blair to the reading of the protest, on the ground that it was unparliamentary and disrespectful, the Chair denied the right of reading the protest, and sustained the objection.

Question being on the amendments of the Committee on Judiciary to Senate Bill No. 126, the previous question was moved, and the question was: Shall the main question be now put?

Yeas and nays were called, and question carried by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Wescoatt, and Westerfield—23.

NAYS—Messrs. Stewart and Stone—2.

The amendments were rejected by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, Garrard, King, Martin, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, and Westerfield—17.

NAYS—Messrs. Boardman, Creswell, Dickinson, Grimes, McConnell, Stewart, Stone, and Wescoatt—8.

Messrs. Baker, Garrard, Ross, and Shepherd changed votes from the negative to the affirmative, for the purpose of reconsidering the vote by which the amendments were rejected.

Mr. King moved that Senate Bill No. 126 be considered engrossed.

The Chair decided the motion out of order—that it required a suspension of the rules.

Mr. King moved that Senate Bill No. 126 be ordered engrossed, and moved the previous question.

So the question was, "Shall the main question be now put?"

Carried by the following vote:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, and Westerfield—13.

NAYS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, Ross, Shepherd, Stewart, Stone, and Wescoatt—11.

Question being on the order to engross Senate Bill No. 126, it was carried.

Mr. Cassidy moved that the further consideration of Senate Bill No. 126 be made the special order for to-morrow, at twelve o'clock.

Previous question ordered, and the motion carried.

Mr. King moved that the Senate adjourn.

Carried.

So, at seven o'clock and fifteen minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—FIFTY-FIFTH DAY.

CARSON CITY, February 24, 1877.

Senate met at ten o'clock and thirty minutes A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Full Senate present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—25.

Absent—None.

Prayer by the Chaplain, Rev. J. McClain.

Journal read and approved, except as to the protest of Mr. A. Garrard.

Mr. Cassidy moved that the protest entered yesterday by Senator Garrard be expunged from the Journal.

Previous question called for, and the yeas and nays were called by Messrs. Stewart, Baker, and Schultz, with the following result: "Shall the main question be now put?" and carried:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, McConnell, Piper, Rickey, Schultz, Stampley, Stone, and Westerfield—15.

NAYS — Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, Ross, Shepherd, Stewart, and Wescoatt—10.

Question now on Mr. Cassidy's motion to expunge Senator Garrard's protest from the Journal.

It was carried by the following vote:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, Stone, and Westerfield—14.

NAYS — Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, McConnell, Ross, Shepherd, Stewart, and Wescoatt—11.

REPORTS OF STANDING COMMITTEES.

MR. PRESIDENT: Your Standing Committee on Engrossment beg leave to report that Senate Bill No. 52—An Act to amend an Act entitled "An Act concerning District Attorneys," approved March eleventh, eighteen hundred and sixty-five, approved February twenty-sixth, eighteen hundred and sixty-six, approved March eleventh, eighteen hundred and sixty-seven, approved February seventeenth, eighteen hundred and seventy-three;

Also, Senate Bill No. 115—An Act to reincorporate the City of Virginia and to provide for the government thereof, and to repeal all other laws in relation thereto;

Also, Senate Bill No. 126—An Act amendatory of and supplementary to an Act providing for the taxation of the net proceeds of the mines, approved February twenty-eighth, eighteen hundred and seventy one;

Have been carefully compared with the originals and found correctly engrossed.

W. C. GRIMES, Chairman.

Mr. PRESIDENT: Your Standing Committee on Enrollment beg leave to report that Senate Bill No. 111—An Act to provide for the better enforcement of an Act to amend an Act to prevent the destruction of fish, approved March second, eighteen hundred and seventy-one, approved January twenty-sixth, eighteen hundred and seventy-seven—has been carefully compared with the engrossed copy thereof, and found correctly enrolled, and has been this day delivered to the Governor for his approval.

W. M. BOARDMAN, Chairman.

Mr. PRESIDENT: Your Standing Committee on Ways and Means have had Senate Bill No. 135—Entitled an Act fixing the rate of State taxation—under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

H. A. COMINS, Chairman.

Mr. PRESIDENT: Your Standing Committee on State Library have had [under consideration] Assembly Bill No. 102—Entitled an Act to amend an Act entitled "An Act in relation to the State Library," approved February fourteenth, eighteen hundred and sixty-five—beg leave to report the same with an amendment, and recommend that it do pass as amended.

G. H. SHEPHERD, Chairman.

Mr. PRESIDENT: Your Standing Committee on Mines and Mining have had under consideration Senate Bill No. 66—An Act to amend an Act entitled "An Act to encourage the mining, milling, and smelting, and other reduction of ores in the State of Nevada"—and beg leave to report favorably on the same as amended, and recommend that it do pass.

E. A. SCHULTZ, Chairman.

REPORT OF SPECIAL COMMITTEES.

Mr. PRESIDENT: Your special committee have had Senate Bill No. 85 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass. The title is an Act requiring State officers to prepare and transmit reports, etc.

W. F. STEWART, Chairman.

Mr. PRESIDENT: Your special committee to whom was referred Senate Bill No. 119—Entitled an Act to authorize the County Commissioners of the respective Counties of Ormsby and Esmeralda, State of Nevada, to levy special taxes to aid the construction of a wagon road from Carson City to Belleville, Nevada—beg leave to report the same back to the Senate, with the recommendation that it do not pass.

T. D. EDWARDS,
W. O. H. MARTIN,
A. GARRARD.

Mr. PRESIDENT: Your special committee (the Lincoln County delegation), have had Assembly Bill No. 115—An Act to create a Current Expense Fund for Lincoln County—under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Assembly Bill No. 129—An Act authorizing a temporary loan for Lincoln County—and report the same back with the recommendation that it be laid on the table.

A. J. BLAIR,
N. WESCOATT.

Mr. PRESIDENT: Your special committee on printing have had under consideration the necessity of printing the State Mineralogist's report—and beg leave to recommend that it be so ordered, and no compensation allowed for the copying of the same for the printer, but that the original report be handed the printer for his use.

H. T. CRESWELL, Chairman.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, February 23, 1877. }

To the honorable the Senate:

I herewith return Senate Bill No. 49—An Act to amend an Act in relation to highways, approved March fifteenth, eighteen hundred and seventy-five, without my approval.

This bill contains two fatal errors. Section three provides the mode of collecting the taxes named in section one, when there are no taxes mentioned or referred to in section one. Section two provides that all net proceeds of poll taxes collected of residents of each road district, shall be paid into the "Road Fund" of said district. Section seven, of Article Two of the Constitution, declares that one half the poll tax shall be applied for State, and one half for county purposes.

L. R. BRADLEY.

Senate Bill No. 49—Vetoed by the Governor as stated in the foregoing message—was made the special order for Monday next, at twelve o'clock M.

MOTIONS AND RESOLUTIONS.

By Mr. Edwards:

WHEREAS, The right of the Hon. T. N. Stone to a seat in this body has been contested during the present session of the Senate by G. Cohn; and, whereas, the said T. N. Stone actually and necessarily expended the sum of three hundred and eighty-six and fifty one hundredths (\$386 50) dollars in maintaining his right to said seat; therefore, be it

Resolved, That the State Controller is hereby directed to draw his warrant on the State Legislative Fund, in favor of T. N. Stone, for the sum of three hundred and eighty-six and fifty one hundredths (\$386 50) dollars, for money expended in maintaining his right to a seat in this body.

On motion for the adoption of the resolution, the yeas and nays were called for by Messrs. Stewart, Schultz, and Baker, with the following vote:

YEAS—Messrs. Cassidy, Chubbuck, Dickinson, Edwards, Farrell, Garrard, King, Piper, Rickey, Ross, and Shepherd—11.

NAYS—Messrs. Baker, Blair, Boardman, Comins, Creswell, Grimes, Martin, McConnell, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—13.

Mr. Martin moved to reconsider the vote by which the resolution was lost.

Yeas and nays were called for by the whole Senate, and the motion to reconsider was carried by the following vote:

YEAS—Messrs. Cassidy, Chubbuck, Dickinson, Edwards, Farrell, Garrard, King, Martin, Piper, Rickey, Ross, Shepherd, and Westerfield—13.

NAYS—Messrs. Baker, Blair, Boardman, Comins, Creswell, Grimes, McConnell, Schultz, Stampley, Stewart, and *Westerfield* [*Wescoatt*—11.

By Mr. Edwards:

Resolved, That the Sergeant-at-Arms is hereby directed to draw his warrant on the State Controller in favor of Messrs. John Piper and N. Wescoatt, for seventy-five dollars each, to pay their expenses in visiting the Insane Asylum at Woodbridge, and the Deaf and Dumb at Oakland.

Adopted.

Mr. Cassidy moved that the special order—Senate Bill No. 126—be continued until one o'clock to-day.

Carried.

Mr. Edwards moved the adoption of the resolution just reconsidered, relative to paying Senator Stone for expenses incurred in case of Cohn vs. Stone.

Mr. Westerfield moved to amend the resolution by erasing "three hundred and eighty-six dollars and fifty cents," and instead write "two hundred and seventy-five dollars."

Carried.

The resolution as amended was adopted.

Mr. Cassidy moved to take a recess until one o'clock.

Carried.

STIPULATION RELATIVE TO SENATE BILL NUMBER ONE HUNDRED AND TWENTY-SIX.

It is agreed between the friends and opponents of the bullion tax bill—[Senate Bill No.] 126:

First—That the time for discussion be limited to two and one half hours, as follows: one and one half hours to the opponents, and one hour to the friends of the measure, and that the movers of the bill shall open and close the debate.

It is agreed further, that the opponents to the measure shall have the right to move a reconsideration of the vote upon Monday next, by giving notice, but such reconsideration shall be decided without argu-

ment; and in the progress of the bill, it is agreed that no captious opposition shall be made to it.

Adopted.

IN SENATE.

After recess, and at one o'clock P. M.

Lieutenant Governor Adams in the chair.

Quorum present.

The special order of the hour being Senate Bill No. 126—An Act amendatory of and supplementary to an Act providing for the taxation of the net proceeds of the mines, approved February twenty-eighth, eighteen hundred and seventy-one.

Mr. Baker moved to amend the bill by extending time to twenty days before the Assessor's action in certain cases.

Yeas and nays were called for by Messrs. Rickey, Garrard, and Farrell, and amendment lost by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Creswell, Dickinson, Garrard, Grimes, McConnell, Shepherd, Stewart, and Wescoatt—11.

NAYS—Messrs. Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Ross, Schultz, Stampley, Stone, and Westerfield—14.

Mr. Westerfield moved to amend by extending the time to ten days.

Yeas and nays were called for by Messrs. Garrard, Comins, and King, and the amendment adopted by the following vote:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Dickinson, Edwards, Farrell, King, Martin, McConnell, Piper, Rickey, Ross, Schultz, Stampley, Stewart, Stone, and Westerfield—18.

NAYS—Messrs. Baker, Boardman, Creswell, Garrard, Grimes, Shepherd, and Wescoatt—7.

Bill read the third time, and the question being upon the final passage of the bill, as amended, Mr. Edwards rose and addressed the Senate in favor of the passage of the bill, and at his conclusion Mr. Creswell spoke in opposition to the passage of the bill, and was followed with the opposition to the passage of the bill by Messrs. Baker, Stewart, Boardman, Garrard, and Wescoatt.

Mr. Cassidy closed the argument in support of the passage of the bill, and closed his argument at four o'clock P. M., when a vote was taken on the final passage, with the following result:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, Stone, and Westerfield—14.

NAYS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, McConnell, Ross, Shepherd, Stewart, and Wescoatt—11.

Mr. Boardman gave notice that he would, on Monday, move for a reconsideration of the vote by which Senate Bill No. 126 had passed.

Mr. Edwards moved to adjourn.

Carried.

So, at four o'clock and ten minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—FIFTY-SEVENTH DAY.

CARSON CITY, February 26, 1877.

Senate met at ten o'clock and thirty minutes A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—24.

Absent—Mr. Grimes—1.

Prayer by the Chaplain, Rev. H. L. Foote.

Journal read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Standing Committee on Supplies and Expenditures have had Sergeant-at Arms Bill No. 8, under consideration—and beg leave to report favorably on the same, as amended, with recommendation that it be paid.

A. J. BLAIR, Chairman.

Mr. PRESIDENT: Your Standing Committee on Mines and Mining have had under consideration Assembly Bill No. 44—An Act for the protection of miners. We beg leave to report the same back to the Senate, and recommend that it be passed as amended.

E. A. SCHULTZ, Chairman.

Mr. PRESIDENT: Your Standing Committee on Education have had under consideration Assembly Bill No. 62, Substitute for Assembly Bills Nos. 5, 46, and 62—An Act amendatory of an Act entitled "An Act to provide for the maintenance and supervision of public schools," approved March twentieth, eighteen hundred and sixty-five, and of Acts amenda-

tory thereof—and beg leave to report favorably on the same, and recommend that it do pass.

T. N. STONE, Chairman.

Mr. PRESIDENT: Your Standing Committee on Corporations, to whom was referred Assembly Bill No. 77—An Act to create inspectors, and to provide for the inspection of gas meters—have had the same under consideration, and beg leave to report the same back without recommendation.

WM. R. KING, Chairman.

Mr. PRESIDENT: Your Standing Committee on Enrollment beg leave to report that Senate Bill No. 129—An Act to authorize the County Commissioners of Esmeralda County to issue certain bonds, and to provide for the payment of the same;

Also, Senate Bill No. 77—An Act to amend an Act entitled an Act to amend an Act to restrict gaming, passed March fourth, eighteen hundred and sixty-nine, approved March fourth, eighteen hundred and seventy-five;

Also, Senate Bill No. 81—An Act to provide for payment to Peter Cavanaugh, for expenditure of money made by him for the completion of the State Capitol of Nevada;

Also, Senate Bill No. 72—An Act to authorize and require the payment of rewards in certain cases;

Also, Senate Bill No. 97—An Act to grant certain privileges to gas companies and others;

Also, Senate Bill No. 95—An Act to amend sections two and four of an Act entitled “An Act granting the right of way for a railroad,” etc., passed February twentieth, eighteen hundred and seventy-five;

Also, Senate Bill No. 43—An Act to provide for the republication and stereotyping of certain volumes of the Reports of the Decisions of the Supreme Court;

Also, Senate Bill No. 33—An Act to amend an Act entitled “An Act concerning estray animals,” approved March eighth, eighteen hundred and sixty-one;

Also, Senate Bill No. 91—An Act for the relief of Edward Luban;

Also, Senate Concurrent Resolution No. 26—Granting leave of absence to David McKee, of Esmeralda County;

Have been carefully compared with the engrossed copies thereof, and found correctly enrolled, and have been this day delivered to the Governor for his approval, and the resolution delivered to the Secretary of State.

W. M. BOARDMAN, Chairman.

Mr. PRESIDENT: Your Standing Committee on Ways and Means have had Assembly Bill No. 99—Entitled an Act amendatory of and supplementary to an Act providing for the taxation of the net proceeds of mines, approved February twenty-eighth, eighteen hundred and seventy-one—under consideration, and beg leave to report that this bill is in substance the same as a bill that has already passed this body, and therefore we deem it unnecessary at this time, and recommend that it do not pass.

H. A. COMINS, Chairman.

Leave of absence granted to Senator Grimes.

MOTIONS AND RESOLUTIONS.

By Mr. Blair:

Resolved, That the Controller of State is hereby directed to draw his warrant on the State Legislative Fund, in favor of the Sergeant-at-Arms, for the sum of five hundred and seventy-two and fifty one hundredths (\$572 50) dollars, for supplies furnished the Senate Chamber.

Adopted.

Mr. Baker moved that Assembly Bill No. 99 be made the special order for to-day, at two o'clock.

Lost.

By Mr. Blair:

Resolved, That the State Controller be and he is hereby authorized to draw his warrant in favor of Michael Cavanaugh, for the sum of one hundred and twenty (\$120) dollars, it being in full payment for services rendered and to be rendered in cleansing and taking care of the water closets connected with the State Capitol, during the eighth session of the Nevada Legislature.

Adopted.

By Mr. Blair:

Resolved, That the State Controller is hereby directed to draw his warrant on the State Legislative Fund, in favor of J. G. McClinton, for the sum of twenty-two hundred and thirty-eight and sixty one hundredths (\$2,238 60) dollars, for payment of extra clerical services employed in copying Census Report of eighteen hundred and seventy-five into the Appendix to the Senate Journal.

Adopted.

Mr. Comins moved that the Senate resolve itself into the Committee of the Whole at one o'clock to-day.

Adopted.

By Mr. King:

Resolved, That after Tuesday, February twenty-seventh, no bills except Assembly bills shall be received in Senate, unless the Senate shall give unanimous consent.

Adopted.

By Mr. Shepherd:

Resolved, That the rules be suspended, and all unengrossed bills be taken from the file and considered for engrossment.

Adopted.

By Mr. Stampley:

Resolved, That the Controller of State is hereby directed to draw his warrant for the sum of six dollars and sixty cents (\$6 60) in favor of Alfred Helm, for copying the report of Board of Regents for eighteen

hundred and seventy five and eighteen hundred and seventy-six (44 folios), and the State Treasurer is hereby directed to pay the same out of the Legislative Fund.

Adopted.

Senate Concurrent Resolution No. 24—Relative to printing the State Mineralogist's report.

Amended and adopted.

Senate Bill No. 134—Substitute for Assembly Bill No. 21.

Substitute adopted, rules suspended, and the substitute considered engrossed.

Senate Bill No. 113.

Rules suspended, and considered engrossed.

Senate Bill No. 120.

Rules suspended, and considered engrossed.

Senate Bill No. 131.

Referred to the Committee of the Whole.

Senate Bill No. 122.

Rules suspended, and considered engrossed.

Senate Bill No. 135.

Rules suspended, and considered engrossed.

Senate Bill No. 119.

Laid on the table.

Senate Bill No. 66.

Amendments adopted, and ordered engrossed.

Senate Bill No. 85.

Rules suspended, and considered engrossed.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, February 24, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Bill No. 43—Entitled an Act to provide for the republication and stereotyping of certain volumes of the Reports of the Decisions of the Supreme Court—which passed the Assembly on twenty-third instant by the following vote: Yeas, 37; nays, 7.

Also, Senate Bill No. 93—Entitled an Act in relation to costs in criminal cases in the Courts of Justice of the Peace in the State of Nevada—which failed to pass the Assembly on twenty-third instant by the following vote: Yeas, none; nays, 34.

Also, to transmit Assembly Bill No. 143—Entitled an Act to authorize the Board of County Commissioners of Storey County to issue bonds for certain purposes, and to provide for the payment of the same—which this day passed the Assembly by the following vote: Yeas, 42; nays, none.

Also, Assembly Bill No. 94—Entitled an Act making appropriations for the support of the civil government of the State of Nevada for the thirteenth and fourteenth fiscal years—which this day passed the Assembly by the following vote: Yeas, 46; nays, none.

Also, Assembly Bill No. 112—Entitled an Act to regulate and make effectual the power of the Governor, Justices of the Supreme Court, and Attorney General, to remit fines and forfeitures, commute punish-

ments, and grant pardons after conviction—which this day passed the Assembly by the following vote: Yeas, 36; noes, none.

Also, Assembly Bill No. 130, Substitute for Senate Bill No. 64—Entitled an Act to amend section four of an Act entitled “An Act to provide revenue for the support of the government of the State of Nevada,” approved March ninth, eighteen hundred and sixty-five.

Also, Assembly Bill No. 134—Entitled an Act to provide for the payment of certain legislative expenses—which this day passed the Assembly by the following vote: Yeas 27; nays, 17.

Also, Assembly Joint Resolution No. 33—Relative to establishing a mail route from Dayton to Belleville in this State—which this day passed the Assembly by the following vote: Yeas, 38; nays, 1.

Also, to return Senate Bill No. 38—Entitled an Act to amend an Act entitled an Act amendatory of an Act entitled an Act concerning juries, approved March fifth, eighteen hundred and seventy-five—which was amended in the Assembly, and passed by the following vote: Yeas, 43; nays, 1.

Also, Senate Bill No. 72—Entitled an Act to authorize and require the payment of rewards in certain cases—which this day passed the Assembly by the following vote: Yeas, 30; nays, 13.

Also, Substitute for Senate Bill No. 73—Entitled an Act to repeal an Act entitled “An Act to regulate the Fire Department of the City of Virginia,” approved February twentieth, eighteen hundred and sixty-four—which this day passed the Assembly by the following vote: Yeas, 42; nays, none.

Also, Senate Bill No. 124—Entitled an Act to incorporate Silver City—which was this day amended in the Assembly, and passed by the following vote: Yeas, 42; nays, none.

Also, Senate Bill No. 129—Entitled an Act to authorize the County Commissioners of Esmeralda County to issue certain bonds, and to provide for the payment of the same—which this day passed the Assembly by the following vote: Yeas, 40; nays, none.

Also, to transmit Assembly Bill No. 108—Entitled an Act to incorporate the Town of Eureka—which this day passed the Assembly by the following vote: Yeas, 43; nays, none.

Also, Assembly Bill No. 118—Entitled an Act authorizing a State loan, and providing means for the payment thereof.

Also, Assembly Concurrent Resolution No. 35—Granting leave of absence to George Nicholl, Clerk of Nye County—which was this day adopted by the Assembly.

Also, Assembly Concurrent Resolution No. 36—For the payment of raising the flag over the State Capitol during the present session of the Legislature—which was this day adopted by the Assembly.

Also, to return to your honorable body Senate Bill No. 114—Entitled an Act to amend an Act entitled “An Act to provide revenue for the support of the government of the State of Nevada,” approved March ninth, eighteen hundred and sixty five, approved March sixth, eighteen hundred and seventy-five—which was this day amended in the Assembly, and as amended passed by the following vote: Yeas, 45; nays, none.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

Mr. Wescoatt, by leave and out of order, introduced Senate Bill No. 136—An Act transferring the unappropriated balance in the State Building Fund to the General Fund of the State.

Read first time, rules were suspended, the bill read second time by title, considered engrossed, rules further suspended, the bill amended, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, King, Martin, McConnell, Piper, Rickey, Shepherd, Schultz, Stampley, Stewart, Stone, and Wescoatt—21.

NAYS—Messrs. Boardman and Westerfield—2.

The special order being the consideration of the Governor's veto of Senate Bill No. 49, the question was put, "Shall the bill pass, notwithstanding the objections of the Governor?" and was decided by the following vote:

YEAS—Mr. Blair—1.

NAYS—Messrs. Baker, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, King, Martin, McConnell, Piper, Rickey, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—22.

Mr. Wescoatt, by leave and out of order, introduced Senate Bill No. 137—An Act for the payment of the claim of Drs. Langdon and Clark, for the support, etc., of Mrs. Margaret Mott.

Read first time, rules were suspended, the bill read second time by title, and referred to the Committee of the Whole.

Mr. Blair, by leave and out of order, introduced Senate Bill No. 138—An Act to prevent live stock from trespassing on private property.

Read first time, rules were suspended, the bill read second time by title, and referred to Committee on Agriculture.

Mr. Baker, by leave and out of order, introduced Senate Bill No. 139—An Act to appropriate money for the payment of certain claims against the State.

Read first time, rules were suspended, the bill read second time by title, and referred to Committee of the Whole.

Mr. Baker, by leave and out of order, introduced Senate Bill No. 140—An Act to amend an Act concerning crimes and punishments, approved November twenty-sixth, eighteen hundred and sixty-one.

Read first time, rules were suspended, the bill read second time by title, rules further suspended, and the bill considered engrossed.

Mr. Stone, by leave and out of order, introduced Senate Bill No. 141—An Act to amend an Act defining the powers of the Regents of the State University.

Read first time, rules were suspended, the bill read the second time by title, rules further suspended, and the bill considered engrossed.

Mr. Boardman, by leave and out of order, introduced Senate Bill No. 142—An Act providing for the necessary expenses of certain District Judges, etc.

Read the first time, rules were suspended, the bill read the second time by title, and referred to a committee, consisting of one from each county, where there are two or more counties in a Judicial District.

Mr. Rickey, by leave and out of order, introduced Senate Bill No.

143—An Act to amend an Act in relation to highways, approved March fifteenth, eighteen hundred and seventy-five.

Read first time, rules were suspended, read second time by title, rules further suspended, considered engrossed, read third time, and passed by the following vote:

YEAS—Messrs. Blair, Boardman, Cassidy, Chubbuck, Creswell, Dickinson, Edwards, Farrell, Garrard, Martin, McConnell, Piper, Riekey, Ross, Shepherd, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—20.

NAYS—Messrs. Comins and King—2.

Mr. Comins moved that the special order be continued until two o'clock to-day.

Carried.

Mr. King moved that the Senate take a recess until two o'clock.

Carried.

So, at twelve o'clock and thirty-four minutes, the Senate took a recess.

IN SENATE.

After recess at two o'clock P. M.

President pro tem. in the chair.

Quorum present.

Mr. Boardman moved that the Senate resolve itself into the Committee of the Whole.

Carried.

Senator Riekey in the chair.

In time the committee rose, and made the following report:

Mr. PRESIDENT: Your Committee of the Whole have had under consideration the following bills:

Substitute for Senate Bill No. 55—An Act for the relief of S. H. Marlette—and recommend that it do not pass.

Also, Assembly Bill No. 38—An Act appropriating moneys to establish and maintain a House of Refuge, providing for its government, etc.—and recommend that it do not pass.

Also, Senate Bill No. 132—An Act to appropriate money for the payment of certain claims against the State of Nevada—and recommend that it do pass.

Also, Senate Bill No. 110—Substitute for Senate Bills Nos. 57 and 71—An Act to aid in the construction of the State Prison of the State of Nevada—which the committee amended, and then recommended that the bill do not pass.

Also, Senate Bill No. 131—An Act to appropriate funds for the relief of the several orphan asylums of this State—which they amended, and recommend that the bill do pass.

Also, Substitute for Senate Bill No. 106—An Act for the relief of L. Reynolds, and make no recommendation.

Also, that the following bills, to wit: Senate Bills Nos. 139, 125, and 137, be reported without recommendation.

Mr. King moved that the Senate take a recess until 7 o'clock this evening.

Carried.

So, at five o'clock, the Senate took recess.

IN SENATE.

At seven o'clock.

Lieutenant Governor Adams in the chair.

Quorum present.

Mr. King, by leave, offered the following resolution:

Resolved, That on to-morrow, and every day thereafter, the Senate shall convene at ten o'clock A. M.

Adopted.

Mr. Comins moved that Assembly Bill No. 83, and Senate Bill No. 103, now on the table, be placed at the head of the file.

Carried.

Mr. Baker moved that Assembly Bill No. 108, be now taken up, and that the rules be suspended, the bill read first and second time by title, and that the rules be further suspended, the bill read the third time and placed upon its final passage. (An Act to incorporate the Town of Eureka.)

Carried.

The bill read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Dickinson, Edwards, Farrell, Garrard, King, Martin, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—20.

NAYS—None.

On motion of Mr. King, Senate Bill No. 124 was taken up, and amendments rejected.

On motion of Mr. Stone, Senate Bill No. 141 was taken up for final passage—An Act to amend an Act amendatory of an Act defining the duties and powers of the Board of Regents of the State University, approved March fifth, eighteen hundred and seventy-five.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Dickinson, Farrell, Garrard, King, Martin, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—18.

NAYS—None.

On motion of Mr. Piper, Assembly Bill No. 143 was taken up, rules were suspended, the bill read first and second time by title, and rules further suspended, the bill read third time—An Act to authorize the Board of County Commissioners of Storey County to issue bonds for certain purposes, and to provide for the payment of the same—and passed by the following vote:

YEAS—Messrs. Boardman, Cassidy, Chubbuck, Comins, Dickinson, Edwards, Farrell, Garrard, King, Martin, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—19.

NAYS—None.

Assembly Joint Resolution No. 30—Relating to the preservation of fish in the Truckee River and its branches.

Rules were suspended, the resolution read first and second times by title, and referred to Committee on Federal Relations.

Mr. Shepherd, by leave and without previous notice, introduced Senate Bill No. 144—An Act to restrict the game of keno.

Rules were suspended, the bill read first and second times by title, and referred to Committee on Public Morals.

Mr. Edwards, by leave and without previous notice, introduced Senate Bill No. 145—An Act granting to Wm. H. Corbett and Geo. Munckton, their associates and assigns, the right to construct a street railroad in Carson City, Ormsby County.

Rules were suspended, the bill read first and second times by title, and referred to the Ormsby County delegation.

Mr. Shepherd, by leave and without previous notice, introduced Senate Bill No. 146—An Act for the relief of Thomas Condon.

Rules were suspended, bill read first and second times by title, and referred to the Committee of the Whole.

Mr. Stampley, by leave and without previous notice, introduced Senate Bill No. 147—An Act for the relief of John Pendegast.

Rules were suspended, the bill read first and second times by title, considered engrossed, and referred to the Committee of the Whole.

Mr. Piper, by leave and without previous notice, introduced Senate Bill No. 148—An Act to amend an Act entitled "An Act to authorize the Commissioners of Storey County to issue bonds to the Virginia and Truckee Railroad Company."

Rules were suspended, the bill read first and second times by title, considered engrossed, and referred to the Storey County delegation.

Leave granted to Mr. Stampley for one day's absence.

Assembly Concurrent Resolution No. 35—Granting leave of absence to George Nichols, County Clerk of Nye County.

Concurred in.

Assembly Concurrent Resolution No. 36—For payment for raising the United States flag over the Capitol during this session of the Legislature.

Amended, and with the amendment concurred in.

Assembly Bill No. 112—An Act to regulate and make effectual the power of the Governor and Justices of the Supreme Court, etc.

Rules were suspended, read first and second times by title, and referred to Committee on Judiciary.

Assembly Bill No. 134—An Act to provide for the payment of certain legislative expenses.

Rules were suspended, the bill read the first and second time by title, rules further suspended, the bill read third time, and passed by the following vote:

YEAS—Messrs. Blair, Boardman, Chubbuck, Dickinson, Edwards, Farrell, Garrard, King, Martin, Piper, Shepherd, Stewart, Stone, and Westfield—14.

NAYS—Messrs. Comins, Rickey, and Schultz—3.

Assembly Joint Resolution No. 33—Relative to establishing a mail route from Dayton to Belleville, in this State.

Rules were suspended, the resolution read first and second time by title, and sent to general file.

Assembly Bill No. 94—An Act making appropriations for the support

of the civil government of the State of Nevada, for the thirteenth and fourteenth fiscal years.

Rules were suspended, bill read first and second time by title, and referred to Committee on Ways and Means.

Leave of absence granted Mr. Farrell.

Assembly Bill No. 118—An Act authorizing a State loan.

Rules were suspended, the bill read first and second time by title, and laid on the table.

Mr. King moved to adjourn.

Carried.

So, at eight o'clock and fifty minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—FIFTY—EIGHTH DAY.

CARSON CITY, February 27, 1877.

Senate met at ten o'clock A. M.

President pro tem., Mr. Cassidy, in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—24.

Absent—Mr. Rickey—1.

Prayer by the Chaplain, Rev. H. L. Foote.

Journal read and approved.

Mr. King moved that the resolution introduced by him yesterday, relative to paying C. C. Stevenson certain money, be expunged from the Journal.

Carried.

The Chair announced the following special committee appointed by the President, to whom was referred the bill relative to extra expenses of Judges holding Court in two or more counties:

Mr. Baker.....	Of Eureka County.
Mr. Boardman.....	Of Washoe County.
Mr. Creswell.....	Of Nye County.
Mr. Dickinson.....	Of White Pine County.

Mr. Edwards.....	Of Ormsby County.
Mr. Farrell.....	Of Lander County.
Mr. Garrard.....	Of Esmeralda County.
Mr. Grimes.....	Of Churchill County.
Mr. King.....	Of Lyon County.
Mr. Rickey..	Of Douglas County.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Standing Committee on Federal Relations have had Assembly Joint Resolution No. 30 under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

[W. F. STEWART, Chairman.]

Mr. PRESIDENT: Your Standing Committee on Ways and Means have had Senate Bill No. 133—Entitled an Act to amend an Act entitled an Act to amend an Act [supplementary to an Act] entitled an Act to provide revenue for the support of the government of the State of Nevada, approved March ninth, eighteen hundred and sixty-five, and the Acts amendatory thereof, and providing for levying and collecting revenue for county purposes, and further prescribing the powers and duties of the Board of County Commissioners of the several counties of this State relative thereto, approved April second, eighteen hundred and sixty-seven, approved February twentieth, eighteen hundred and seventy-five—under consideration, and beg leave to report the same back to the Senate without recommendation.

H. A. COMINS, Chairman.

Mr. PRESIDENT: Your Committee on Engrossment beg leave to report that they have compared Senate Bill No. 66—An Act to amend an Act entitled "An Act to encourage the mining, milling, and smelting and other reduction of ores in the State of Nevada—with the original copy thereof, and find it correctly engrossed.

W. R. KING,
Of the Committee.

Mr. PRESIDENT: Your Standing Committee on Agriculture and Manufactures have had Senate Bill No. 138 under consideration—An Act to prevent stock from trespassing on private property—and have instructed our Chairman to report the same back without recommendation.

WM. L. ROSS, Chairman.

REPORTS OF SPECIAL COMMITTEES.

Mr. PRESIDENT: Your special committee to whom was referred Senate Bill No. 145—Entitled an Act granting to William H. Corbett and George Munckton, their associates, heirs, and assigns, the right to construct a street railroad in Carson City, Ormsby County—beg leave to

report that they have had the same under consideration, and report the same back to the Senate with the recommendation that it do pass.

T. D. EDWARDS,
W. O. H. MARTIN.

Mr. PRESIDENT: Your Joint Committee on Public Printing, to whom was referred the various bids for copying the remainder of the reports of the State officers into the Appendix of the Journal, beg leave to report that they have had the same under consideration, and respectfully recommend that the bid of Messrs. Norton & Co to do the said copying, for one hundred and fifty dollars, be accepted, and the work ordered completed.

H. T. CRESWELL, Chairman.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, February 26, 1877. }

To the honorable the Senate:

I have this day approved, and deposited in the office of the Secretary of State, Senate Bill No. 33—An Act to amend an Act entitled “An Act concerning stray animals,” approved November eighth, eighteen hundred and sixty-one.

Also, Senate Bill No. 75—An Act to admit to probate a certain paper purporting to be the last will and testament of Thomas Sheehan.

Also, Senate Bill No. 95—An Act to amend sections two and four of an Act entitled “An Act granting the right of way for a railroad from the mines of the Virginia City Coal Company, Lyon County, to Virginia City, Nevada, and intermediate points, passed February twentieth, A. D. eighteen hundred and seventy-five.

Also, Senate Bill No. 97—An Act to grant certain privileges to gas companies and others.

Also, Senate Bill No. 72—An Act to authorize and require the payment of rewards in certain cases.

L. R. BRADLEY, Governor.

MESSAGE FROM THE CONTROLLER.

STATE CONTROLLER'S OFFICE, }
CARSON CITY, February 27, 1877. }

To the honorable the Senate:

The following resolution has been certified to me by your Secretary:

Resolved, That the State Controller is hereby directed to draw his warrant on the State Treasurer, in favor of C. C. Stevenson, in the sum of one hundred and twenty dollars, and the State Treasurer is hereby directed to pay the same, out of any moneys in his possession not otherwise specifically appropriated.

Section nineteen of Article Four of the Constitution, provides that “No money shall be drawn from the Treasury but in [consequence] of

appropriations made by law." It will, therefore, require an Act of the Legislature to authorize the payment of the amount referred to in the above resolution.

Very respectfully,

W. W. HOBART,
State Controller.

MOTIONS AND RESOLUTIONS.

Resolved, That the Sergeant-at-Arms be and he is hereby directed to draw his warrant on the Controller of State, in favor of Richard Rule, for forty dollars, for extra clerical assistance in the enrolling department of this body.

W. M. BOARDMAN, Chairman.

Adopted.

By Mr. Blair:

Resolved, That the State Controller is hereby directed to draw his warrant on the Legislative Fund, in favor of E. M. Reading, for the sum of sixty-five dollars (\$65), for extra engrossment.

Adopted.

By Mr. Blair:

That Assembly Bill No. 118 be taken from the table and placed on final passage.

Adopted.

Assembly Bill No. 118—An Act authorizing a State loan, and providing for the payment thereof.

Mr. King moved to indefinitely postpone the bill.

Mr. Baker moved to amend the motion by laying the bill on the table.

Amendment lost by the following vote. Yeas and nays called for by Messrs. Creswell, Baker, and Stewart:

YEAS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, McConnell, Ross, Shepherd, Stewart, and Wescoatt—11.

NAYS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, and Westerfield—13.

Yeas and nays called for by Messrs. Garrard, Baker, and Dickinson, on Mr. King's motion to indefinitely postpone the bill.

Motion carried by the following vote:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, Stone, and Westerfield—14.

NAYS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, McConnell, Ross, Shepherd, Stone, and Wescoatt—11.

MESSAGES FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, February 26, 1877. }

To the honorable the Senate:

I have the honor herewith to transmit to your honorable body Assem-

by Bill No. 98—Entitled an Act to amend section one of an Act entitled "An Act to provide for the appointment of Notaries Public, and defining their duties," approved February ninth, eighteen hundred and sixty-four—which this day passed the Assembly by the following vote: Yeas, 37; nays, none.

Also, Assembly Bill No. 100—Entitled an Act to extend the provisions of an Act entitled "An Act to incorporate the Grand Lodge of Free and Accepted Masons, the Grand Lodge of the Independent Order of Odd Fellows, and their subordinate Lodges in this State," approved March third, eighteen hundred and sixty-five—which this day passed the Assembly by the following vote: Yeas, 36; nays, none.

Also, Assembly Bill No. 113—Entitled an Act to provide for the propagation of fish in the waters of this State—which this day passed the Assembly by the following vote: Yeas, 24; nays, 9.

Also, Assembly Bill No. 121—Entitled an Act to require owners and Superintendents of all mining companies in the State of Nevada to use safety cages in all shafts and inclines in all mines under their control—which this day passed the Assembly by the following vote: Yeas, 41; nays, none.

Also, Assembly Bill No. 122—Entitled an Act to prohibit the sale of ardent spirits to the Indians—which this day passed the Assembly by the following vote: Yeas, 36; nays, 8.

Also, Assembly Bill No. 125—Entitled an Act to authorize the School Trustees of School District Number Ten, in Washoe County, to issue bonds for the purpose of providing additional school buildings for said district—which this day passed the Assembly by the following vote: Yeas, 38; nays, 1.

Also, Assembly Bill No. 127—Entitled an Act concerning vagrancy and vagrants—which this day passed the Assembly by the following vote: Yeas, 35; nays, 4.

Also, Assembly Bill No. 133—Entitled an Act to amend an Act entitled "An Act to regulate proceedings in civil cases in the Courts of justice of this State, and to repeal all other Acts in relation thereto," approved March eighth, eighteen hundred and sixty-nine—which this day passed the Assembly by the following vote: Yeas, 38; nays, 3.

Also, Assembly Bill No. 148—Entitled an Act transferring the unappropriated balance in the State Building Fund to the General Fund of the State—which this day passed the Assembly by the following vote: Yeas, 43; nays, 6.

Also, Assembly Bill No. 126—Entitled an Act entitled "An Act declaratory of what shall be the State flag or ensign of the State of Nevada, and regulations governing the same"—which this day passed the Assembly by the following vote: Yeas, 37; nays, 1.

Also, Assembly Concurrent Resolution No. 37—Granting leave of absence to Richard Ryland, Treasurer of Eureka County—which was this day adopted by the Assembly.

Also, to return to your honorable body Senate Bill No. 88—Entitled an Act to provide for the payment of certain claims against the State of Nevada therein mentioned—which this day passed the Assembly by the following vote: Yeas, 32; nays, 15.

Also, Senate Bill No. 100—Entitled an Act to appropriate money for the payment of certain claims against the State of Nevada—which this day passed the Assembly by the following vote: Yeas, 41; nays, 4.

Also, Senate Concurrent Resolution No. 24—Relative to printing the

State Mineralogist's report—which this day was adopted by the Assembly.

Also, Senate Bill No. 117—Entitled an Act to appropriate certain moneys to perfect the title to the property known as the State Prison property—which was this day indefinitely postponed in the Assembly by the following vote: Yeas, 25; nays, 21.

Also, Senate Bill No. 118—Entitled an Act to amend an Act entitled "An Act concerning estray animals, approved November eighth, eighteen hundred and sixty-one"—which this day passed the Assembly by the following vote: Yeas, 29; nays, 11.

Also, Senate Bill No. 123—Entitled an Act to amend an Act entitled an Act prescribing rules and regulations for the execution of the trust arising under the Act of Congress entitled "An Act for the relief of inhabitants of cities and towns upon the public lands," approved March second, eighteen hundred and sixty-seven, approved February twentieth, eighteen hundred and sixty-nine—which this day passed the Assembly by the following vote: Yeas, 34; nays, 5.

Also, Senate Joint Resolution No. 7—Relative to lands granted by Congress to the State of Nevada—which was this day adopted in the Assembly by the following vote: Yeas, 40; nays, none.

Also, to transmit Assembly Joint Resolution No. 34—In relation to mail service between Eureka and Belmont in this State—which this day passed the Assembly by the following vote: Yeas, 41; nays, none.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

INTRODUCTION AND FIRST READING OF BILLS.

Mr. Chubbuck, by leave and without previous notice, introduced Senate Bill No. 149—An Act to authorize the County Commissioners of Storey County to issue bonds for school purposes in the Virginia and Gold Hill School Districts, and to provide for the payment of the same.

Read first time, rules were suspended, the bill read second time by title, considered engrossed, rules further suspended, read third time, and passed by the following vote:

YEAS—Messrs. Blair, Boardman, Cassidy, Chubbuck, Comins, Dickinson, Edwards, Garrard, Grimes, King, Martin, McConnell, Piper, Riekey, Ross, Shepherd, Schultz, Stampley, Stewart, and Wescoatt—20.

NAYS—None.

Mr. King, by leave and without previous notice, introduced Senate Bill No. 150—An Act to pay C. C. Stevenson for services performed for the State.

Read first time, rules were suspended, the bill read second time by title, rules further suspended, the bill considered engrossed, and read third time, and passed by the following vote:

YEAS—Messrs. Blair, Boardman, Cassidy, Chubbuck, Comins, Dickinson, Edwards, Farrell, Garrard, King, Martin, Piper, Shepherd, Stampley, Wescoatt, and Westerfield—16.

NAYS—Messrs. McConnell, Ross, Schultz, and Stewart—4.

Assembly Joint Resolution No. 34—In relation to mail service between Eureka and Belmont, in this State.

Read first time, rules were suspended, read second time by title, and the rules further suspended, the bill read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—23.

NAYS—None.

Assembly Concurrent Resolution No. 37—Granting leave of absence to Richard Ryland, Treasurer of Eureka County.

Concurred in.

Assembly Bill No. 126—An Act entitled an Act declaratory of what shall be the State flag or ensign, etc.

Read first time, rules were suspended, the bill read second time by title, and referred to Committee on Federal Relations.

Assembly Bill No. 148—An Act transferring the unappropriated balance in the State Building Fund to the General Fund.

Read first time, rules were suspended, the bill read the second time by title, and referred to Committee on Ways and Means.

Assembly Bill No. 133—An Act to amend an Act to regulate proceedings in civil cases, etc.

Read first time, rules were suspended, bill read second time by title, and referred to Judiciary Committee.

Assembly Bill No. 127—An Act concerning vagrancy and vagrants.

Read first time, rules were suspended, the bill read second time by title, and referred to Committee on Public Morals.

Mr. Baker, by leave and without previous notice, introduced Senate Concurrent Resolution No. 27—granting six months leave of absence to F. H. Harmon, County Clerk of Eureka County, Nevada.

Adopted.

Assembly Bill No. 125—An Act to authorize the School Trustees of School District No. 10, of Washoe County, to issue bonds, etc.

Read first time, rules were suspended, the bill read second time by title, and referred to Washoe County delegation.

Mr. Blair, by leave and without previous notice, introduced Senate Bill No. 151—An Act to amend an Act to redistrict the State of Nevada.

Read first time, rules were suspended, bill read second time by title, and referred to Judiciary Committee.

Mr. Wescoatt, by leave and without previous notice, introduced Senate Concurrent Resolution No. 28—Granting leave of absence to D. A. Folks, Treasurer of Lincoln County.

Adopted.

Assembly Bill No. 122—An Act to prohibit the sale of ardent spirits to Indians.

Read first time, rules were suspended, the bill read second time by title, and referred to Committee on Judiciary.

Assembly Bill No. 121—An Act to require miners and mine owners, and Superintendents, to use safety cages, etc.

Read first time, rules were suspended, bill read second time by title, and referred to the Committee on Mines and Mining.

Assembly Bill No. 100—An Act to extend the provisions of an Act to incorporate the Grand Lodge of Free and Accepted Masons, etc.

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Corporations.

Assembly Bill No. 98—An Act to amend section one of an Act to provide for the appointment of Notaries Public, etc.

Read first time, rules were suspended, bill read second time by title, and placed on general file.

Mr. Wescoatt moved to take a recess until one o'clock.

Carried.

IN SENATE.

After recess, at one o'clock P. M.

Quorum present.

Mr. Comins, by leave and out of order, presented the following report:

MR. PRESIDENT: Your Standing Committee on Ways and Means have had Assembly Bill No. 148—Entitled an Act transferring the unappropriated balance in the State Building Fund to the General Fund of the State—under consideration, and beg leave to report favorably on the same, with the recommendation that it do pass.

H. A. COMINS, Chairman.

Mr. Wescoatt moved that Assembly Bill No. 148 be read third time and put on its final passage.

Read third time, and passed by the following vote:

YEAS—Messrs. Blair, Cassidy, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, Piper, Rickey, Shepherd, Schultz, Stampley, Stewart, Stone, and Wescoatt—18.

NAYS—Messrs. Ross and Westerfield—2.

GENERAL FILE AND THIRD READING OF BILLS.

On motion, Senate Bill No. 83 was placed at the bottom of the file.

Assembly Concurrent Resolution No. 31—In relation to an amendment to the Constitution of the State of Nevada.

Read third time, and passed by the following vote:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Dickinson, Edwards, Farrell, King, Martin, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—19.

NAYS—Messrs. Garrard and Grimes—2.

Assembly Bill No. 84—An Act to prohibit the winning of money from those having no right to gamble it away.

Read third time, and passed by the following vote:

YEAS—Messrs. Boardman, Chubbuck, Comins, Dickinson, Edwards, King, Martin, Piper, Rickey, Ross, Stone, Wescoatt, and Westerfield—13.

NAYS—Messrs. Blair, Cassidy, Farrell, Garrard, Shepherd, Schultz, Stampley, and Stewart—8.

Assembly Bill No. 116—An Act to abolish the office of State Printer, and to provide for the public printing.

Amendments adopted.

Read third time, and passed by the following vote:

YEAS—Messrs. Blair, Boardman, Chubbuck, Comins, Dickinson, Edwards, Farrell, King, Martin, Piper, Rickey, Ross, Stone, and Westerfield—14.

NAYS—Messrs. Cassidy, Garrard, Grimes, Shepherd, Schultz, Stampley, Stewart, and Wescoatt—8.

Substitute for Assembly Bill No. 13—An Act to amend an Act to provide for the registration of votes, and to prevent fraud at elections.

Read third time, and lost by the following vote:

YEAS—Messrs. Comins, Dickinson, Edwards, King, Martin, and Rickey—6.

NAYS—Messrs. Blair, Boardman, Cassidy, Chubbuck, Farrell, Garrard, Grimes, McConnell, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—17.

Assembly Bill No. 48—An Act authorizing District Judges to appoint Court Commissioners, defining their duties, etc.

Amendments adopted.

Title of bill amended.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Edwards, Farrell, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—20.

NAYS—Messrs. Comins, Dickinson, and Grimes—3.

Mr. McConnell, by leave and without previous notice, introduced Senate Bill No. 152—An Act in relation to the purchase of certain property on the grounds of the State Prison at Reno.

Mr. Comins moved the rejection of the bill.

Yeas and nays were called for by the entire Senate, and the motion lost by the following vote:

YEAS—Messrs. Blair, Comins, Creswell, Edwards, Farrell, King, Martin, Piper, Wescoatt, and Westerfield—10.

NAYS—Messrs. Baker, Boardman, Cassidy, Dickinson, McConnell, Ross, Shepherd, Schultz, Stampley, Stewart, and Stone—11.

Mr. Baker moved that the rules be suspended, the bill read the second time by title, and referred to the Committee of the Whole.

Carried.

By Mr. Westerfield:

Resolved, That no Senator be allowed a longer time than two minutes to debate any question or explain his vote.

The yeas and nays were called for on the adoption of the resolution, and the resolution lost by the following vote:

YEAS—Messrs. Chubbuck, Comins, Dickinson, King, Martin, McConnell, Ross, Stampley, Stone, Wescoatt, and Westerfield—11.

NAYS—Messrs. Baker, Blair, Boardman, Cassidy, Creswell, Edwards, Farrell, Garrard, Piper, Shepherd, Schultz, and Stewart—12.

Mr. Comins, by leave and without previous notice, introduced Senate Concurrent Resolution No. 29—Relating to the indigent insane—and moved its adoption.

Mr. Creswell moved to indefinitely postpone the resolution.

Carried.

Mr. Edwards, by leave and without previous notice, introduced Senate Bill No. 153—An Act to appropriate certain money to perfect the title to the property known as the State Prison property.

Read first time, rules were suspended, bill read second time by title, and referred to Committee of the Whole.

Mr. Baker, by leave and without previous notice, introduced Senate Bill No. 154—An Act to provide for the payment of the claim of Z. S. Eldridge.

Read first time, rules were suspended, the bill read second time by title, and referred to Committee of the Whole.

Assembly Bill No. 34—An Act to amend an Act entitled "An Act concerning crimes and punishments," approved November twenty-sixth, eighteen hundred and sixty-one.

Read third time, and lost by the following vote:

YEAS—Messrs. Cassidy, Chubbuck, Comins, Edwards, Martin, and Shepherd—6.

NAYS—Messrs. Blair, Boardman, Creswell, Dickinson, Farrell, Garrard, King, McConnell, Piper, Ross, Schultz, Stewart, Stone, Wescoatt, and Westerfield—15.

Assembly Bill No. 115—An Act to create a Current Expense Fund for Lincoln County.

Read third time, and passed by the following vote:

YEAS—Messrs. Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Farrell, Garrard, Martin, McConnell, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, and Wescoatt—17.

NAYS—None.

Assembly Bill No. 102—An Act to amend an Act entitled "An Act in relation to State Library," approved February fourteenth, eighteen hundred and sixty-five.

Amendments adopted, read third time, and passed by the following vote:

YEAS—Messrs. Boardman, Cassidy, Comins, Creswell, Edwards, Garrard, Grimes, King, Martin, McConnell, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—18.

NAYS—None.

Senate Bill No. 115—An Act to reincorporate the City of Virginia,

and provide for the government thereof, and to repeal all other laws in relation thereto.

Mr. Piper moved to lay the bill on the table for one day.

Lost.

Mr. Schultz moved to amend the bill by committee of one appointed for that purpose.

Carried.

Mr. Piper moved that the motion of Mr. Schultz, just carried, be reconsidered.

Lost.

Mr. Schultz was appointed a committee of one to amend the bill, and such committee performed the duty as instructed.

Mr. Piper moved that a committee of one be appointed to amend the bill.

Carried.

Mr. Piper was appointed the committee, and made the amendment as instructed.

Bill read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, Martin, McConnell, Piper, Rickey, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—23.

NAYS—None.

Mr. Piper gave notice that he would, on to-morrow, move for a reconsideration of the vote by which Senate Bill No. 115 has just passed.

Mr. McConnell gave notice that he would, on to-morrow, move for a reconsideration of the vote on Assembly Bill No. 34.

Assembly Bill No. 99—An Act amendatory of an Act supplementary to an Act providing for the taxation of the net proceeds of mines, approved February twenty-eighth, eighteen hundred and seventy-one.

Mr. Baker moved a call of the House.

Lost.

Mr. Wescoatt moved to adjourn.

Lost.

Mr. King moved to indefinitely postpone Assembly Bill No. 99.

Mr. Baker moved to amend by laying the bill on the table.

The yeas and nays were called for by the entire Senate, and the motion, as amended to lay on the table, was lost by the following vote:

YEAS — Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, McConnell, Shepherd, Stewart, and Wescoatt—10.

NAYS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, Stone, and Westerfield—14.

The question on the motion as originally made to postpone the bill indefinitely.

The yeas and nays were called for by Messrs. Garrard, Boardman, and Baker, and the bill was indefinitely postponed by the following vote:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell,

King, Martin, McConnell, Piper, Rickey, Schultz, Stampley, Stone, and Westerfield—15.

NAYS — Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, Shepherd, Stewart, and Wescoatt—9.

Mr. Edwards moved to adjourn.

Lost.

Mr. Dickinson moved to take a recess until seven o'clock P. M.

Carried.

IN SENATE.

After recess, at seven o'clock P. M.

Quorum present.

Leave of absence granted Mr. Edwards for one hour.

Mr. Cassidy moved that the Governor's message, transmitting veto of Senate Bill No. 56, be made the special order for to-morrow, at eleven o'clock.

Mr. Chubbuck moved to amend by making it the special order for eight o'clock this evening.

The amendment was lost.

Mr. Cassidy's motion, making it the special order for eleven o'clock to-morrow, was carried.

Messrs. King and Stewart were each granted leave to make a report out of order:

MR. PRESIDENT: Your Committee on Corporations, to whom was referred Assembly Bill No. 100—An Act to extend the provisions of an Act entitled "An Act to incorporate the Grand Lodge of Free and Accepted Masons, the Grand Lodge of the Independent Order of Odd Fellows, and their subordinate lodges, in this State," approved March third, eighteen hundred and sixty-five—have had the same under consideration, and report the same back favorably, and recommend it do pass.

W. R. KING, Chairman.

MR. PRESIDENT: Your Standing Committee on Federal Relations have had Assembly Bill No. 126 under consideration, and beg leave to report the same without recommendation.

W. F. STEWART, Chairman.

Senate Bill No. 134, Substitute for Assembly Bill No. 31—An Act relating to Coroners and Justices of the Peace.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Comins, Creswell, Dickinson, Farrell, King, Martin, McConnell, Shepherd, Schultz, Stampley, Stewart, Stone, and Wescoatt—16.

NAYS—Messrs. Chubbuck, Piper, Ross, and Westerfield—4.

Senate Bill No. 122.

Placed at bottom of file.

Senate Bill No. 113—An Act to prevent the keeping or letting of disorderly houses or inns.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Comins, Creswell, Dickinson, Farrell, Garrard, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—21.

NAYS—None.

Senate Bill No. 114—An Act to amend an Act entitled “An Act to provide revenue for the support of the government of the State of Nevada.”

Assembly amendment concurred in by the following vote:

YEAS—Messrs. Baker, Cassidy, Comins, Dickinson, Edwards, Garrard, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—19.

NAYS—Messrs. Blair and Farrell—2.

Senate Bill No. 85—An Act to amend an Act entitled “An Act requiring State officers to prepare and transmit duplicate reports,” etc.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stewart, Stone, Wescoatt, and Westerfield—23.

NAYS—Mr. Stampley—1.

On motion of Mr. Creswell, Senate Bill No. 122 was taken up for consideration—A bill for an Act to amend an Act entitled “An Act to regulate proceedings in civil cases in the Courts of this State.”

Read third time, and lost by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Chubbuck, Comins, Creswell, Shepherd, Schultz, Stone, and Wescoatt—10.

NAYS—Messrs. Boardman, Dickinson, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Stampley, Stewart, and Westerfield—14.

Mr. Westerfield gave notice that he would, on to-morrow, move for a reconsideration of the vote by which Senate Bill No. 122 has just been lost.

Senate Bill No 103—An Act to amend an Act entitled “An Act to provide revenue for the support of the government of the State of Nevada.”

Read third time, and lost by the following vote:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Dickinson, Edwards, Garrard, King, and Wescoatt—9.

NAYS—Messrs. Farrell, Grimes, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stone, and Westerfield—12.

Mr. Westerfield gave notice that he would, on to-morrow, move for a reconsideration of the vote by which Senate Bill No. 103 has been lost.

Substitute for Senate Bill No. 106—An Act for the relief of L. Reynolds.

Read third time, and lost by the following vote:

YEAS—Messrs. Cassidy, Chubbuck, Dickinson, Edwards, King, Martin, Stampley, and Stone—8.

NAYS—Messrs. Blair, Comins, Farrell, Garrard, Grimes, Piper, Ross, Shepherd, Schultz, Wescoatt, and Westerfield—11.

Mr. Piper gave notice that he would, on to-morrow, move a reconsideration of the vote by which Substitute for Senate Bill No. 106 has been lost.

Senate Bill No. 139.

Considered engrossed.

Senate Bill No. 137—An Act for the payment of Drs. Langdon and Clark, etc.

Considered engrossed, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Comins, Creswell, Edwards, Garrard, Martin, McConnell, Piper, Shepherd, Stampley, Wescoatt, and Westerfield—14.

NAYS—Messrs. Chubbuck, Dickinson, Farrell, Grimes, King, Rickey, Ross, Schultz, Stewart, and Stone—10.

Senate Bill No. 133.

Placed at the foot of the file.

Leave granted to Mr. Baker to make a report out of order.

MR. PRESIDENT: Your special committee, composed of the Eureka County delegation, have had under consideration Assembly Bill No. 93—Being an Act to authorize the County Commissioners of Eureka County to pay the claims of F. O. Gorman and William H. Long—and have amended the same, and recommend its passage.

G. W. BAKER,
Of the Committee.

Assembly Bill No. 93—An Act to authorize the County Commissioners of Eureka County to pay the claims of F. O. Gorman and William M. Long.

Amendments adopted, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—24.

NAYS—None.

Leave of absence was granted to Mr. Ross for the remainder of the evening.

Senate Bill No. 145—An Act granting to Wm. H. Corbett and Geo. Munckton, their associates, heirs, and assigns, the right to build a street railroad in Carson City.

The bill was amended, and the rules suspended, and the bill considered engrossed, and laid on the table for one day.

Mr. Baker, by leave and without previous notice, introduced Senate Bill No. 155—An Act to amend an Act entitled "An Act to create a

Board of County Commissioners in the several counties of this State, and to define their duties and powers.”

Read first time, rules were suspended, the bill read second time by title, rules further suspended, considered engrossed, read third time, and lost by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Creswell, Shepherd, and Stone—6.

NAYS—Messrs. Boardman, Chubbuck, Comins, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—18.

Senate Bill No. 132—An Act to appropriate money for the payment of certain claims against the State of Nevada.

Read third time, rules suspended, considered engrossed, and passed by the following vote:

YEAS—Messrs. Baker, Cassidy, Chubbuck, Comins, Dickinson, Farrell, Garrard, Grimes, King, Martin, Piper, Rickey, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—18.

NAYS—Messrs. Boardman, Creswell, McConnell, and Wescoatt—4.

Senate Bill No. 138.

Considered engrossed, and recommitted to Committee on Agriculture. Mr. Stone moved to adjourn.

Lost.

Mr. King moved that the Senate resolve itself into the Committee of the Whole.

Lost.

Mr. Boardman moved to adjourn.

Lost.

Senate Bill No. 83—An Act —

Mr. Farrell moved to adjourn.

Carried.

So, at nine o'clock and fifteen minutes, Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—FIFTY-NINTH DAY.

CARSON CITY, February 28, 1877.

Senate met at ten o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, King, McConnell, Piper, Ross, Shepherd, Schultz, Stewart, Stone, Wescoatt, and Westerfield—20.

Absent—Messrs. Baker, Grimes, Martin, Rickey, and Stampley—5.

Prayer by the Chaplain, Rev. H. L. Foote.

The reading of the Journal was dispensed with, for reason of the abundance of the business before the Senate. Its approval was referred to the President and Secretary of the Senate.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Standing Committee on Supplies and Expenditures have had Sergeant-at-Arms Bill No. 9 under consideration, and beg leave to report favorably on the same, with recommendation that it be paid.

A. J. BLAIR, Chairman.

On motion of Mr. King, the Senate resolved itself into the Committee of the Whole.

Mr. King in the chair.

In time, the committee rose and made the following report:

Mr. PRESIDENT: Your Committee of the Whole have had under consideration the following bills, to wit:

Senate Bill No. 146—An Act for the relief of Thomas Condon—and recommend that the bill do pass.

Senate Bill No. 147—An Act for the relief of John Pendegast—and recommend that the bill be indefinitely postponed.

Senate Bill No. 152—In relation to purchase of property on the grounds at the new State Prison—the bill was amended, and, as amended, recommended that it do pass.

Senate Bill No. 153—An Act to appropriate money to perfect the title to the property known as the State Prison property—bill amended, and, as amended, recommended that it do pass.

Senate Bill No. 154—An Act to provide for the payment of the claim of Z. S. Eldridge—and recommended that it do pass.

Assembly Bill No. 113—An Act to provide for the propagation of fish, etc.—and report it back without recommendation.

MOTIONS AND RESOLUTIONS.

Mr. Piper moved that the vote by which Senate Bill No. 115 was passed, be reconsidered.

Carried.

Mr. Westerfield moved that the vote by which Senate Bill No. 122 was lost, be reconsidered.

Lost.

Mr. Westerfield moved that the vote by which Senate Bill No. 103 was lost, be reconsidered.

Lost.

Mr. McConnell moved that the vote by which Assembly Bill No. 34 was lost, be reconsidered.

Lost.

By Mr. Westerfield:

Resolved, That the State Controller is hereby directed to draw his warrant on the State Legislative Fund, in favor of W. C. Grimes, for the sum of eighty-eight dollars, for money expended in maintaining his right to a seat in this body during the session of eighteen hundred and seventy-five.

Adopted.

By Mr. Blair:

Resolved, That the Controller of State is hereby directed to draw his warrant on the State Legislative Fund, in favor of the Sergeant-at-Arms, for the sum of four hundred and twenty-six dollars and fifty cents (\$426 50), for rent of committee rooms and gas for month of February, eighteen hundred and seventy-seven.

Adopted.

Mr. Edwards moved that the rules be suspended, and that Senate Bill No. 153 be taken up and placed on final passage.

Carried.

Mr. King moved that the special order for this hour, eleven o'clock, be continued until twelve o'clock m.

Carried.

Senate Bill No. 153—An Act to appropriate certain money to perfect the title to State Prison property.

Rules were suspended, the bill considered engrossed, and amended, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Chubbuck, Creswell, Edwards, Grimes, King, Martin, Rickey, Schultz, Stampley, Stewart, Stone, and Wescoatt—14.

NAYS—Messrs. Boardman, Cassidy, Comins, Dickinson, Farrell, Garrard, McConnell, Piper, Ross, Shepherd, and Westerfield—11.

Mr. Stewart moved to take from the file, out of order, Senate Bill No. 115.

Carried.

Mr. Piper moved for the appointment of a committee of one to strike out an amendment already made, and to reamend.

Lost.

Vote was taken on the repassage of the bill, as follows:

YEAS—Messrs. Blair, Boardman, Chubbuck, Comins, Creswell, Dickinson, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—22.

NAYS—None.

Mr. Chubbuck, by leave and out of order, introduced Senate Bill No. 156—An Act to repeal an Act entitled "An Act to authorize the County Commissioners of Storey County to issue bonds for certain purposes,

and to provide for the payment of the same," approved January twenty-ninth, eighteen hundred and seventy-seven.

Read first time, rules were suspended, and read second time by title, rules further suspended, the bill considered engrossed, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—23.

NAYS—None.

By Mr. Boardman:

Resolved, That the State Controller is hereby directed to draw his warrant on the Legislative Fund, in favor of Richard Rule, for the sum of fifty-five dollars, for extra clerical services employed in enrolling for the Senate.

Adopted.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, February 27, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Bill No. 126—Entitled an Act amendatory and supplementary to an Act providing for the taxation of the net proceeds of the mines, approved February twenty-eighth, eighteen hundred and seventy-one—which this day passed the Assembly by the following vote: Yeas, 27; nays, 23.

Also, Senate Bill No. 107—Entitled an Act providing for paying for the services of the late Charles E. DeLong, in the Prison investigation case—which this day passed the Assembly by the following vote: Yeas, 27; nays, 19.

Also, that the Assembly this day, by a vote of 41 yeas and no nays, adopted Senate amendments to Assembly Bill No. 102—Entitled an Act to amend an Act entitled "An Act in relation to the State Library."

Also, concurred in Senate amendments to Assembly Bill No. 116—Entitled an Act to abolish the office of State Printer—by the following vote: Yeas, 40; nays, none.

Also, to transmit to your honorable body Assembly Bill No. 63—Entitled an Act providing for the taxation of mines that produce not more than one ton a day of ore or mineral-bearing material, and to encourage the prospecting of undeveloped mines—which this day passed the Assembly by the following vote: Yeas, 35; noes, 4.

Also, Assembly Bill No. 119—Entitled an Act admitting Charles L. Queen, a minor, to practice law, upon examination and due proof of qualification, as provided by law—which this day passed the Assembly by the following vote: Yeas, 43; nays, 1.

Also, Assembly Bill No. 136—Entitled an Act to amend an Act entitled "An Act to encourage the mining, milling, smelting, or other reduction of ores in the State of Nevada," approved March first, eighteen hundred and seventy-five—which this day passed the Assembly by the following vote: Yeas, 37; nays, 5.

Also, Assembly Bill No. 146—Entitled an Act to amend an Act entitled "An Act to encourage the growth of forest trees"—which this day passed the Assembly by the following vote: Yeas, 32; nays, 7.

Also, Assembly Bill No. 147—Entitled an Act to authorize the formation of corporations to provide the members thereof with homesteads, or lots of land suitable for homesteads—which this day passed the Assembly by the following vote: Yeas, 37; nays, 2.

Also, Assembly Bill No. 151—Entitled an Act to enable the Board of Commissioners to contract with certain parties to provide for the indigent insane of the State of Nevada—which this day passed the Assembly by the following vote: Yeas, 43; nays, 2.

Also, to return Senate Bill No. 78—An Act to redistrict the State of Nevada—which this day passed the Assembly by the following vote: Yeas, 37; nays, 6.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

Mr. Farrell asked leave, out of order, to take up Senate Bill No. 66. Granted.

An Act to amend an Act entitled "An Act to encourage the mining, milling, and smelting, and other reduction of ores in the State of Nevada."

Read third time, and lost by the following vote:

YEAS—Messrs. Blair, Farrell, Rickey, Schultz, and Stampley—5.

NAYS—Messrs. Baker, Boardman, Comins, Creswell, Dickinson, Edwards, Garrard, Grimes, King, Martin, McConnell, Piper, Ross, Shepherd, Stewart, Stone, and Wescoatt—17.

FIRST READING OF BILLS.

Assembly Bill No. 151—An Act to enable the Board of Commissioners to contract with certain parties, and provide for the indigent insane of the State of Nevada.

Read first time, rules were suspended, the bill read second time by title, rules further suspended, bill read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—23.

NAYS—Mr. Boardman—1.

Hour for the special order at hand.

Mr. Westerfield moved that it be continued for fifteen minutes.

Carried.

Time for special order arrived. It was taken up, to wit: The Governor's veto of Senate Bill No. 56, and his objections thereto.

The rules were suspended and the bill considered read, and the question "Shall the bill pass, notwithstanding the objections of the Governor?" put.

Veto sustained by the following vote:

YEAS — Messrs. Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Stampley, and Stone—9.

NAYS—Messrs. Baker, Boardman, Garrard, Grimes, King, Martin, McConnell, Piper, Ross, Shepherd, Schultz, Stewart, Wescoatt, and Westerfield—14.

Following appear the reasons given for the veto:

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, NEV., February 27, 1877. }

To the honorable the Senate:

I hereby return, without my approval, Senate Bill No. 56—An Act to amend an Act amendatory of an Act entitled “An Act to regulate fees and compensation for official and other services in the State of Nevada, approved March ninth, eighteen hundred and sixty-five, approved March sixth, eighteen hundred and seventy-five.” This bill increases the mileage paid to Sheriffs from forty to sixty cents per mile, for all distances beyond ten miles from the Court House. The main point to determine the necessity for this increased compensation, is to ascertain whether or not there has been any difficulty in finding qualified citizens who are willing to accept the office at the present fees. I imagine that few persons who witnessed the struggle all over the State for nomination and election to the Sheriffalty last Fall, will doubt the fact that many good and capable men would accept the position, and feel that they were not making any great sacrifice to their patriotism in doing so. Indeed, all know that the office is not only diligently sought after, but large amounts of money are spent to procure nominations and secure election.

One of the chief sources of corruption in our political contest, is high salaries. Persons spend thousands of dollars to procure certain county offices, because they expect to realize a small fortune therefrom. Often, the availability of a candidate is determined upon the amount of money he will contribute to the canvass, more than by his fitness for the office.

In many counties, the office most sought after is that of Sheriff, and not unfrequently all the nominations of a County Convention are mere sequences to that of Sheriff. This thing ought to be stopped. All offices should afford a fair compensation to the incumbent, but no salary should be so high as to justify the expenditure of money to attain it.

It will be time enough, I think, to begin the increase of salaries, when competent men cannot be found to fill the offices at present compensations.

L. R. BRADLEY, Governor.

Mr. Boardman, by leave, made a report, out of order, on Enrollment:

MR. PRESIDENT: Your Standing Committee on Enrollment beg leave to report that Substitute for Senate Bill No. 73—An Act to repeal an Act entitled “An Act to regulate the Fire Department of the City of Virginia, approved February twentieth, eighteen hundred and sixty-four;”

Also, Senate Bill No. 100—An Act to appropriate money for the payment of certain claims against the State of Nevada;

Also, Senate Concurrent Resolution No. 24—Relative to printing State Mineralogist's report;

Also, Senate Joint Resolution No. 9—Relative to lands granted by Congress to the State of Nevada;

Also, Senate Bill No. 123—An Act to amend an Act entitled "An Act to amend an Act prescribing rules and regulations for the execution of the trust arising under the Act of Congress entitled an Act for the relief of inhabitants of cities and towns upon the public lands;"

Have been carefully compared with the engrossed copies thereof and found correctly enrolled, and have been this day delivered to the Governor for his approval, and the resolutions in the hands of the Secretary of State.

W. M. BOARDMAN, Chairman.

Mr. Schultz, out of order but by leave, made this report:

Mr. PRESIDENT: Your Standing Committee on Mines and Mining have had under consideration Assembly Bill No. 121—An Act to require owners and Superintendents of mining companies in the State of Nevada to use safety cages, etc. We beg leave to report the same back to the Senate, and recommend that it do pass.

E. A. SCHULTZ, Chairman.

Mr. Baker, by leave, made the following report:

Mr. PRESIDENT: Your Standing Committee on Judiciary have had under consideration Assembly Bill No. 133—An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in the Courts of justice of this State, and to repeal all other Acts in relation thereto— and beg leave to report the same back without recommendation.

Also, Assembly Bill No. 112—An Act to regulate and make effectual the power of the Governor, Justices of the Supreme Court, and Attorney General, to remit fines and forfeitures, commute punishments, and grant pardons after convictions—and beg leave to report unfavorably on the same, with the recommendation that it do not pass.

Also, Assembly Bill No. 122—An Act to prohibit the sale of ardent spirits to the Indians—and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 151—An Act to amend an Act to redistrict the State of Nevada—and beg leave to report favorably on the same, with the recommendation that it do pass.

Also, Senate Bill No. 136—An Act to amend an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada"—and beg leave to report favorably on the same, as amended, with the recommendation that it do pass.

Also, Senate Bill No. 112—An Act concerning the salaries, and fees, and emoluments of the county offices in the counties of this State—and beg leave to report the same back without recommendation.

G. W. BAKER, Chairman.

Mr. Edwards moved to take a recess for one hour.

Carried.

So, at twelve o'clock and twenty minutes, the Senate took recess.

IN SENATE.

After recess, at one o'clock and twenty minutes P. M.

Lieutenant Governor Adams in the chair.

Quorum present.

Leave granted to Mr. Stone to introduce Senate Bill No. 157 out of order—An Act to —

Read first time, rules suspended, read second time by title, and the rules further suspended, considered engrossed, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—24.

NAYS—None.

Mr. Boardman, out of order, from select committee:

MR. PRESIDENT: Your select committee, consisting of the Washoe delegation, to whom was referred Senate Bill No. — —An Act to authorize the Board of County Commissioners of Washoe County to issue bonds for certain purposes—beg leave to report that they have had the same under consideration, herewith report a substitute therefor, and recommend that the same do pass.

W. M. BOARDMAN,
Of Committee.

Mr. Boardman moved the adoption of the substitute recommended in above report.

Carried.

Substitute No. 92 for Senate Bill No. —.

Read first time, rules were suspended, and read second time by title, and rules further suspended, considered engrossed, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Comins, Creswell, Dickinson, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—21.

NAYS—None.

Mr. Boardman, out of order, from select committee:

MR. PRESIDENT: Your select committee, consisting of the Washoe County delegation, to whom was referred Assembly Bill No. 125—To authorize School Trustees of School District Number Ten, Washoe County, to issue bonds for the purpose of providing additional school buildings for said school district—have had the same under consideration, and recommend that the same do pass.

W. M. BOARDMAN, of Committee.

Assembly Bill No. 125—An Act to authorize School Trustees of

School District Number Ten, Washoe County, to issue bonds for the purpose of providing additional school buildings for said school district.

Read first time, rules were suspended, read second time by title, and the rules further suspended, considered engrossed, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—24.

NAYS—None.

Mr. Westerfield, by leave, offered Senate Concurrent Resolution No. 30—Relative to granting J. E. Kelley leave of absence.

Adopted.

Committee, by leave, on State Affairs, report as follows:

MR. PRESIDENT: Your Standing Committee on State Affairs beg leave to report, that in pursuance of their duties they have examined the offices of the various State officers of this State, and find that the several duties of said officers have, during the two years last passed, been well and faithfully performed.

W. O. H. MARTIN,
W. J. WESTERFIELD,
H. A. COMINS,
Committee.

Assembly Bill No. 146—An Act to amend an Act entitled "An Act to encourage the growth of forest trees."

Read first time, rules were suspended, the bill read second time by title, and referred to the Committee on Agriculture.

Assembly Bill No. 136—An Act to amend an Act entitled "An Act to encourage the mining, milling, smelting, and other reduction of ores in the State of Nevada," approved March first, eighteen hundred and seventy-five.

Read first time, rules were suspended, the bill read second time by title, and referred to Committee on Mines and Mining.

Assembly Bill No. 119—An Act admitting Charles L. Queen, a minor, to practice law, upon examination and due proof of qualification, as provided by law.

Read first time, rules were suspended, bill read second time by title, and referred to Committee on Judiciary.

Assembly Bill No. 63—An Act providing for the taxation of mines that produce not less than one ton a day of ore or mineral-bearing material, and to encourage the prospecting of undeveloped mines.

Read first time, rules suspended, the bill read second time by title, and rules further suspended, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Cassidy, Comins, Dickinson, Garrard, Grimes, King, McConnell, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—15.

NAYS—Messrs. Blair, Boardman, Chubbuck, Creswell, Edwards, Martin, Piper, Rickey, and Wescoatt—9.

Mr. Ross, by leave and out of order:

Mr. PRESIDENT: Your Standing Committee on Agriculture and Manufactures have had Assembly Bill No. 146—An Act to amend an Act entitled "An Act to encourage the growth of forest trees"—under consideration, and beg leave to report favorably, and recommend that the same do pass.

WM. L. ROSS, Chairman.

By leave and out of order, by Mr. Edwards:

Resolved, That the State Controller is hereby directed to draw his warrant on the Legislative Fund for two hundred and seventy-five dollars, in favor of H. J. Norton & Co., for copying the reports of State officers into the Appendix of the Senate Journal.

Adopted.

By leave and out of order, by Mr. King:

WHEREAS, John B. Gallagher did, at the seventh session of the Legislature of this State, contest the seat of Hon. A. Garrard as Senator from Esmeralda County; and whereas, by reason of the failure of the Senate to act upon the matter of said contest until a late day in the session, said Gallagher was compelled to attend the same awaiting the decision in his case; now, therefore,

Resolved, That the Sergeant-at-Arms be and he is hereby directed to draw his warrant upon the Controller in favor of said Gallagher for the sum of sixty-four dollars, and the Controller shall pay the same out of the Contingent Fund of the Senate; which sum shall be paid and received as and for the mileage of said Gallagher.

Adopted by the following vote:

YEAS—Messrs. Baker, Cassidy, Chubbuck, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, Piper, Rickey, Ross, Shepherd, and Stone—16.

NAYS—Messrs. Blair, Boardman, Comins, McConnell, Schultz, Stampely, Stewart, Wescoatt, and Westerfield—9.

By leave and out of order, Mr. Comins reports:

Mr. PRESIDENT: Your Standing Committee on Ways and Means, to whom was referred Assembly Bill No. 94—An Act making appropriations for the support of the civil government of the State of Nevada for the thirteenth and fourteenth fiscal years—have had the same under consideration, and beg leave to report it back with the following amendments: In section one, line twenty-nine, strike out two thousand four hundred dollars, and in lieu thereof insert six thousand four hundred dollars; in line fifty-four strike out seven hundred and fifty dollars, and in lieu thereof insert five hundred dollars; in line fifty-six strike out seven hundred and fifty dollars, and in lieu thereof insert five hundred dollars; in line sixty three strike out three thousand dollars, and in lieu thereof insert two thousand five hundred dollars; in line seventy-six strike out one thousand dollars, and in lieu thereof insert one thousand five hundred dollars; in line eighty-six strike out two thousand dollars,

and insert one thousand five hundred dollars; in line one hundred and seven strike out two thousand dollars, and insert one thousand five hundred dollars; in line one hundred and twenty-one strike out one hundred and fifty thousand dollars, and insert one hundred and seventy-five thousand dollars; after line one hundred and thirty-one add, for pay of clerk in State Library, three thousand six hundred dollars; for payment of attorneys at Washington, D. C., for looking after State land interests, seven hundred and fifty dollars; and recommend its passage as amended.

H. A. COMINS, Chairman.

Mr. King moved that Assembly Bill No. 94 be referred to the Committee of the Whole.

Carried.

Mr. Cassidy moved that the Senate resolve itself into the Committee of the Whole.

Carried.

Mr. Cassidy in the chair of Committee of the Whole.

In time the committee rose and made the following report:

MR. PRESIDENT: Your Committee of the Whole have had under consideration Assembly Bill No. 94—An Act making appropriations for the support of the civil government of the State of Nevada for the thirteenth and fourteenth fiscal years—have amended the bill, and report it back to the Senate without recommendation.

IN SENATE.

Mr. King moved that Assembly Bill No. 94 be taken up.

Amendments adopted, the bill read the third time, and passed as amended by the following vote:

YEAS—Messrs. Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—24.

NAYS—None.

Mr. King, by leave and out of order, called for the consideration of Assembly Bill No. 77—An Act to create inspectors.

Read first time, rules were suspended, read second time by title, rules further suspended, read third time, and passed by the following vote:

YEAS—Messrs. Boardman, Chubbuck, Comins, Cassidy, Creswell, Edwards, Garrard, King, Martin, Rickey, Stampley, Stone, Wescoatt, and Westerfield—14.

NAYS—Messrs. Blair, Dickinson, Farrell, McConnell, Piper, Shepherd, Schultz, and Stewart—8.

Mr. Dickinson, by leave, asked for Senate Bill No. 135—An Act fixing the rate of taxation.

Read third time.

Mr. Comins was appointed a committee of one to amend the bill, and

who reported the duty performed as instructed, and, as amended, the bill passed by the following vote:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, Garrard, Grimes, King, Martin, Piper, Rickey, Shepherd, Schultz, Stampley, and Westerfield—16.

NAYS—Messrs. Boardman, Creswell, Dickinson, McConnell, Ross, Stewart, and Wescoatt—7.

Assembly Bill No. 147—An Act —

Read first time, rules suspended, bill read second time by title, and placed on general file.

Mr. Chubbuck, by leave, introduced Senate Bill No. 158—An Act to authorize certain claims against the State of Nevada.

Read first time, rules were suspended, bill read second time by title, rules further suspended, considered engrossed, and referred to the Committee of the Whole.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, February 28, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Bill No. 115—Entitled an Act to reincorporate the City of Virginia and to provide for the government thereof, and to repeal all other laws in relation thereto—which this day passed the Assembly by the following vote: Yeas, 39; nays, none.

Also, Assembly Bill No. 132—Entitled an Act to authorize the construction of the State Prison near Reno in certain contingencies, and appropriating money for said purpose—which this day passed the Assembly by the following vote: Yeas, 33; nays, 15.

Also, Senate Bill No. 156—Entitled an Act to repeal an Act entitled “An Act to authorize the Board of County Commissioners [of Storey County to issue bonds for certain purposes], and to provide for the payment of the same,” approved January twenty-ninth, eighteen hundred and seventy-seven—which was this day passed by the Assembly by the following vote: Yeas, 39; nays, none.

Also, Senate Bill No. 143—Entitled an Act to amend an Act in relation to highways, approved March fifteenth, eighteen hundred and seventy-five—which this day passed the Assembly by the following vote: Yeas, 26; nays, 13; after being amended by a committee of one.

Also, Assembly Bill No. 153—Entitled an Act to authorize the County Commissioners of Elko County, Nevada, to pay the claim of James M. Mateer—which this day passed the Assembly by the following vote: Yeas, 38; nays, none.

Also, Senate Bill No. 141—Entitled an Act to amend an Act amendatory of an Act defining the duties and powers of Board of Regents of State University—which this day passed the Assembly by the following vote: Yeas, 41; nays, 2.

Also, Senate Bill No. 149—Entitled an Act to authorize the County Commissioners of Storey County to issue bonds for school purposes in the Virginia and Gold Hill School Districts, and to provide for the pay-

ment of the same—which this day passed the Assembly by the following vote: Yeas, 38; nays, none.

Also, to return Senate Concurrent Resolution No. 27—Granting leave of absence to F. H. Harmon, County Clerk of Eureka County—which was this day read in the Assembly and adopted.

Also, Senate Concurrent Resolution No. 28—Relative to granting leave of absence to D. A. Folks—which was this day passed by the Assembly.

Also, to inform your honorable body that the Assembly this day concurred in Senate amendments to Assembly Concurrent Resolution No. 36—For the payment of raising the flag over the State Capitol during the present session of the Legislature.

Also, Assembly Bill No. 155—Entitled an Act to authorize the publication of the laws enacted by the Legislature of the State of Nevada—which this day passed the Assembly by the following vote: Yeas, 42; nays, none.

Also, Assembly Bill No. 156—Entitled an Act authorizing the Board of County Commissioners of White Pine County, Nevada, to build a jail at Ward City, in said county, and to appropriate money for the same—which this day passed the Assembly by the following vote: Yeas, 43; nays, none.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

Mr. Westerfield called for Assembly Substitute No. 130 for Senate Bill No. 64—An Act to amend section four of an Act entitled "An Act to provide revenue for the support of the government of the State of Nevada," approved March ninth, eighteen hundred and sixty-five.

Read first time, rules were suspended, the substitute read the second time by title, rules further suspended, and the substitute read third time, and passed by the following vote:

YEAS—Messrs. Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Stone, Wescoatt, and Westerfield—15.

NAYS—Messrs. Baker, Boardman, Schultz, and Stewart—4.

Senate Bill No. 143.

Roll called on concurring with Assembly amendments as follows:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—23.

NAYS—None.

Mr. Blair, by leave and out of order, introduced Senate Bill No. 112.

Read first time, rules were suspended, the bill read second time by title, considered engrossed, rules further suspended, the bill read third time, and lost by the following vote:

YEAS—Messrs. Baker, Blair, Cassidy, Edwards, Farrell, McConnell, Piper, Rickey, Stampley, and Wescoatt—10.

NAYS—Messrs. Boardman, Comins, Creswell, Garrard, Grimes, King, Martin, Ross, Shepherd, Schultz, Stewart, Stone, and Westerfield—13.

Mr. Cassidy asked leave to call up, out of order, Senate Bill No. 139—An Act to appropriate money for the payment of certain claims against the State of Nevada.

Leave granted, and bill read third time, and passed by the following vote:

YEAS—Messrs Baker, Blair, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, McConnell, Piper, Rickey, Shepherd, Stampley, Stewart, Stone, Wescoatt, and Westerfield—20.

NAYS—Messrs. Boardman, Martin, and Ross—3.

Assembly Bill No. 155—An Act to authorize the publication of the laws enacted by the Legislature of the State of Nevada.

Read first time, rules were suspended, the bill read second time by title, rules further suspended, the bill read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Dickinson, Edwards, Farrell, Garrard, King, Martin, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, and Westerfield—18.

NAYS—Messrs. Comins, Creswell, Grimes, McConnell, and Wescoatt—5.

Assembly Bill No. 153—An Act to authorize the County Commissioners of Elko County, Nevada, to pay the claim of James Mateer.

Read first time, rules were suspended, the bill read second time by title, rules further suspended, and the bill read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—22.

NAYS—None.

Assembly Bill No. 156—An Act authorizing the Board of County Commissioners of White Pine County, Nevada, to build a jail at Ward City, in said county, and to appropriate money for the same.

Read first time, rules were suspended, the bill read second time by title, rules further suspended, bill read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—21.

NAYS—None.

Assembly Bill No. 132.

Read first time, rules were suspended, the bill read second time by title.

Mr. Boardman moved to refer the bill to Committee of the Whole.

Mr. Cassidy moved to adjourn.

Lost.

Mr. Dickinson moved to take a recess until seven o'clock this evening.

Carried.

So, at four thirty o'clock, Senate took recess.

Senate met at seven o'clock p. m.

Lieutenant Governor Adams in the chair.

Quorum present.

Mr. Schultz, by leave, introduced the following resolution:

Resolved, That the Controller of State is hereby authorized to draw his warrant on the Legislative Fund, in favor of Robert E. Lowery, Assistant Secretary of the Senate, for additional clerical services, for the sum of sixty-five (\$65) dollars.

Adopted.

GENERAL FILE AND THIRD READING OF BILLS.

Senate Bill No. 140—An Act to amend an Act concerning crimes and punishments, approved November twenty-sixth, eighteen hundred and sixty-one.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Chubbuck, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—20.

NAYS—None.

Senate Bill No. 38—An Act to amend an Act concerning juries.

Read third time, with Assembly amendments, and adopted by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Chubbuck, Comins, Creswell, Edwards, Farrell, Grimes, King, Martin, McConnell, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—21.

NAYS—None.

Senate Bill No. 125—An Act to regulate fees and compensation for official, etc.

Considered engrossed, amended by committee of one, read third time, and passed by the following vote:

YEAS—Messrs. Blair, Boardman, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, Martin, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—20.

NAYS—Mr. King—1.

Senate Bill No. 110—Substitute for Nos. 57 and 71.

Referred to Mr. Boardman as a committee of one, with instruction to report to-morrow.

Senate Bill No. 131—An Act to provide relief for the various orphan asylums in this State.

Amended in Committee of the Whole, and the amendments adopted, considered engrossed, read third time, and passed by the following vote:

YEAS—Messrs. Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—14.

NAYS—Messrs. Blair, Chubbuck, Dickinson, and Rickey—4.

Senate Bill No. 38—An Act for the more effectual prevention of cruelty to animals.

Read third time, and lost by the following vote:

YEAS—Messrs. Boardman, Cassidy, Comins, Creswell, Martin, Ross, Shepherd, Schultz, Stampley, Stewart, and Wescoatt—11.

NAYS—Messrs. Blair, Chubbuck, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Stone, and Westerfield—10.

Substitute for Senate Bill No. 55—An Act for the relief of S. H. Marlette.

Refused to engross.

Senate Bill No. 146—An Act for the relief of Thomas Condon.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—22.

NAYS—Mr. Wescoatt—1.

Senate Bill No. 152—An Act relating to purchase of certain property on the grounds of the new State Prison near Reno.

Amended, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Dickinson, Garrard, Grimes, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—14.

NAYS—Messrs. Chubbuck, Comins, Creswell, Edwards, Farrell, King, Martin, Piper, Rickey, and Wescoatt—10.

Senate Bill No. 154—An Act to pay the claim of Z. S. Eldridge.

Read third time, and lost by the following vote:

YEAS—Messrs. Cassidy, Dickinson, Edwards, Grimes, Martin, McConnell, Shepherd, Schultz, Stampley, Stone, and Westerfield—11.

NAYS—Messrs. Blair, Chubbuck, Comins, Creswell, Farrell, Garrard, Piper, Rickey, Ross, Stewart, and Wescoatt—11.

Senate Bill No. 151—An Act to redistrict the State of Nevada.

Laid on the table.

Senate Bill No. 136—An Act to provide revenue for the support of the government of the State of Nevada.

Considered engrossed, read third time, and passed by the following vote:

YEAS—Messrs. Blair, Cassidy, Comins, Edwards, Farrell, Garrard, Martin, Piper, Rickey, Schultz, Stewart, Stone, Wescoatt, and Westerfield—15.

NAYS—Messrs. Chubbuck, Dickinson, Grimes, King, McConnell, Ross, Shepherd, and Stampley—8.

Senate Bill No. 133.

Laid on the table.

Mr. Rickey moved for a call of the House.

Carried.

Further proceedings under the call were dispensed with.

Assembly Bill No. 113—An Act to provide for the propagation of fish in the waters of this State.

Amended, read third time, and lost by the following vote:

YEAS—Messrs. Cassidy, Comins, Edwards, Farrell, Garrard, Martin, Rickey, Ross, Schultz, Stampley, Stewart, and Westerfield—12.

NAYS—Messrs. Baker, Blair, Boardman, Chubbuck, Creswell, Dickinson, Grimes, King, McConnell, Piper, Shepherd, Stewart, and Westcott—13.

REPORT OF ENROLLMENT COMMITTEE.

Mr. PRESIDENT: Your Standing Committee on Enrollment beg leave to report that Senate Bill No. 126—An Act amendatory of and supplementary to an Act providing for the taxation of the net proceeds of the mines, approved February twenty-eighth, eighteen hundred and seventy-one;

Also, Senate Bills Nos. 88 and 114—The first, No. 88—An Act to provide for the payment of certain claims against the State of Nevada therein mentioned; the second, No. 114—An Act to amend an Act entitled "An Act to amend an Act entitled an Act to provide revenue for the support of the government of the State;"

Also, Senate Bill No. 107—An Act providing for paying for the service of the late Charles E. DeLong in the prison investigation case;

Have been carefully compared with the engrossed copies thereof and found correctly enrolled, and have been this day delivered to the Governor.

W. M. BOARDMAN, Chairman.

Mr. Shepherd moved to adjourn.

Lost.

Mr. Comins moved that the rules be suspended, and the Senate take up Assembly message.

Carried.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, February 28, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Bill No. 151—Entitled an Act to authorize the School Trustees of School District Number One, in the County of Elko, State of Nevada, to issue bonds for the purpose of providing additional school buildings for said school district—which this day passed the Assembly by the following vote: Yeas, 43; nays, none.

Also, Senate Bill No. 128—An Act to amend an Act entitled "An Act to provide for the publication and distribution of Nevada Reports,"

approved February twentieth, eighteen hundred and seventy-five—which was this day indefinitely postponed in the Assembly by the following vote: Yeas, 30; nays, 6.

Also, Senate Bill No. 134, Substitute for Assembly Bill No. 21—Entitled an Act to confer additional powers upon Justices of the Peace—which this day failed to receive the vote of the Assembly, as follows: Yeas, 4; nays, 36.

Also, to transmit Assembly Bill No. 94—An Act making appropriations for the support of the civil government of the State of Nevada for the thirteenth and fourteenth fiscal years—several Senate amendments having failed to receive the concurrence of the Assembly.

Also, Senate Bill No. 124—Entitled an Act to incorporate Silver City—the Assembly having this day receded from its amendments to the bill.

Also, Senate Bill No. 52—Entitled an Act to amend an Act entitled “An Act concerning District Attorneys, approved March eleventh, eighteen hundred and sixty-five, approved February twenty-sixth, eighteen hundred and sixty-six, approved March eleventh, eighteen hundred and sixty-seven, approved February seventeenth, eighteen hundred and seventy-three”—which this day passed the Assembly by the following vote: Yeas, 36; nays, none.

Also, to transmit Assembly Bill No. 124—Entitled an Act to amend an Act entitled “An Act concerning juries,” approved March fifth, eighteen hundred and seventy-three—which this day passed the Assembly by the following vote: Yeas, 32; nays, none.

Also, Assembly Bill No. 145—Entitled an Act for the relief of P. C. Hyman, ex-Warden of the State Prison—which this day passed the Assembly by the following vote: Yeas, 33; nays, none.

Also, to inform your honorable body that the Assembly this day concurred in Senate amendments to Assembly Bill No. 48—Entitled an Act entitled an Act authorizing District Judges to appoint County Commissioners, defining their duties, and providing fees for the same—by the following vote: Yeas, 42; nays, none.

Also, that the Assembly this day concurred in Senate amendments to Assembly Bill No. 93—Entitled an Act to authorize the County Commissioners of Eureka County to pay the claims of F. O. Gorman and William H. Long—by the following vote: Yeas, 41; nays, 7.

Also, Senate Bill No. 28—Entitled an Act to amend an Act entitled “An Act concerning crimes and punishments,” approved November twenty-sixth, eighteen hundred and sixty-one—which this day passed the Assembly by the following vote: Yeas, 22; nays, 15.

Also, Senate Bill No. 85—Entitled an Act to amend an Act entitled “An Act requiring State officers to prepare and transmit to the Legislature duplicates of all reports intended for publication,” approved February seventeenth, eighteen hundred and seventy-one—which was this day passed by the following vote: Yeas, 43; nays, none.

Also, Senate Concurrent Resolution No. 30—Relative to granting leave of absence to G. E. Kelley—which was this day adopted in the Assembly.

Also, to transmit Assembly Bill No. 138—Entitled an Act to prevent persons having a claim or claims against the State from presenting the same claim or claims a second time—which this day passed the Assembly by the following vote: Yeas, 38; nays, 6.

Also, to transmit Assembly Bill No. 104—Entitled an Act to provide for the payment of certain claims against the several counties of this

State, together with the objections of the Governor thereto—which this day passed the Assembly, notwithstanding the objections of the Governor, by the following vote: Yeas, 37; nays, 6.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

The bill—Assembly Bill No. 104—with the Governor's message, was made the special order for one o'clock and thirty minutes, to-morrow.

Mr. Comins moved that Assembly Bill No. 94 be taken up for consideration.

Carried.

Assembly Bill No. 94—An Act making appropriations for the support of the civil government of this State.

Mr. King moved to adjourn.

Lost.

Question being whether the Senate shall recede from its amendments.

Mr. Cassidy moved to adjourn.

Carried.

So, at nine o'clock and twenty-five minutes, the Senate adjourned.

Approved:

J. W. ADAMS,
President.

Attest: J. G. McCLINTON,
Secretary.

IN SENATE—SIXTIETH DAY.

CARSON CITY, March 1, 1877.

Senate met at eleven o'clock A. M.

Lieutenant Governor Adams in the chair.

Roll called.

Present—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—25.

Absent—None.

Prayer by the Chaplain, Rev. H. L. Foote.

Reading of Journal dispensed with in consequence of the accumulation of business.

MESSAGES FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
 CARSON CITY, February 28, 1877. }

To the honorable the Senate:

I have this day approved, and deposited in the office of Secretary of State, Senate Bill No. 77, Substitute for Senate Bill No. 40—An Act to amend an Act entitled "An Act to amend an Act to restrict gaming," passed March fourth, eighteen hundred and sixty-nine, approved March fourth, eighteen hundred and seventy-five.

I have also deposited in the office of Secretary of State, without my approval, but which has become a law by expiration of the term required by the Constitution for a bill to become a law without the approval of the Governor, Senate Bill No. 108—An Act to create a Current Expense Fund for Esmeralda County.

L. R. BRADLEY, Governor.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
 CARSON CITY, March 1, 1877. }

To the honorable the Senate:

I have this day approved, and deposited in the office of the Secretary of State, Senate Bill No. 73—An Act to repeal an Act entitled "An Act to regulate the Fire Department of the City of Virginia," approved February twentieth, eighteen hundred and sixty-four.

L. R. BRADLEY, Governor.

MOTIONS AND RESOLUTIONS.

By Mr. Westerfield:

WHEREAS, Assembly Bill No. 113—An Act entitled "An Act for the propagation of fish in the waters of the State of Nevada"—was lost by a vote of this body, on the twenty-eighth day of February, eighteen hundred and seventy-seven; and, whereas, it is believed, by those who profess to understand the business of fish culture, that the enactment of this bill will greatly advance this interest in our State;

Resolved, That the rules be suspended, and the Senate give unanimous consent to the reconsideration of the vote whereby this bill was lost.

Adopted.

Mr. Baker, by leave, presented the following report:

MR. PRESIDENT: Your special committee of one from each county, to whom was referred Senate Bill No. — —An Act providing for the payment of the necessary expenses of certain District Judges, incurred in holding Court in districts composed of more than one county—beg leave to report that they have had the same under consideration, and report back a substitute, with the recommendation that it do pass.

G. W. BAKER, Chairman.

Mr. PRESIDENT: Your Standing Committee on Judiciary have had under consideration Assembly Bill No. 123—An Act to repeal an Act entitled "An Act to authorize the Supreme Court, or the Justices thereof, to issue restraining orders pending appeals"—and recommend that it do pass.

G. W. BAKER, Chairman.

Mr. Edwards moved that Senate Bill No. 145 be taken up for final passage.

Carried.

The bill read third time, and passed by the following vote:

YEAS—Messrs. Blair, Boardman, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—21.

NAYS—None.

Assembly Bill No. 113.

Amended, and passed by the following vote:

YEAS—Messrs. Baker, Cassidy, Chubbuck, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—20.

NAYS—Messrs. Blair, Boardman, Comins, and Wescoatt—4.

Senate Substitute Bill No. 142.

Adopted.

Senate Bill No. 158—An Act to authorize the payment of certain claims against the State.

Passed by the following vote:

YEAS—Messrs. Baker, Cassidy, Chubbuck, Dickinson, Edwards, Farrell, Garrard, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Stampley, Stone, and Westerfield—17.

NAYS—Messrs. Blair, Boardman, Comins, Creswell, Schultz, Stewart, and Wescoatt—7.

Mr. Creswell, by leave, reported:

Mr. PRESIDENT: Your Committee on Counties and County Boundaries, to whom was referred Assembly Bill No. 109—Entitled an Act providing for the removal of county seats, and the permanent location of the same—beg leave to report that they have had the same under consideration, and report the same back without recommendation.

H. T. CRESWELL, Chairman.

Mr. PRESIDENT: Your Standing Committee on Enrollment beg leave to report that Senate Bill No. 149—An Act to authorize the County Commissioners of Storey County to issue bonds for school purposes, in the Virginia and Gold Hill School Districts, and to provide for the payment of the same;

Also, Senate Bill No. 78—An Act to redistrict the State of Nevada;

Also, Senate Concurrent Resolution No. 27—Granting six months leave of absence to F. H. Harmon, County Clerk of Eureka County;

Also, Senate Bill No. 58—An Act to amend an Act entitled "An Act to regulate the settlement of the estates of deceased persons," approved November twenty-ninth, eighteen hundred and sixty-one;

Also, Senate Bill No. 156—An Act to repeal an Act entitled "An Act to authorize the Board of County Commissioners of Storey County to issue bonds for certain purposes, and to provide for the payment of the same," approved January twenty-ninth, eighteen hundred and seventy-seven;

Also, Senate Bill No. 157—An Act to authorize the School Trustees of School District No. 1, in the County of Elko, State of Nevada, to issue bonds for the purpose of providing additional school buildings for said school district;

Also, Senate Concurrent Resolution No. 28—Relative to granting leave of absence to D. A. Folks;

Also, Senate Bill No. 14—An Act to amend an Act amendatory to an Act defining the duties and powers of Board of Regents of State University;

Also, Senate Bill No. 85—An Act to amend an Act entitled "An Act requiring State officers to prepare and transmit to the Legislature duplicates of all reports intended for presentation," approved February seventeenth, eighteen hundred and seventy-one;

Also, Senate Concurrent Resolution No. 30—Relative to granting J. E. Kelly leave of absence;

Also, Senate Bill No. 52—An Act to amend an Act entitled "An Act concerning District Attorneys," approved March eleventh, eighteen hundred and sixty-five, approved February twenty-sixth, eighteen hundred and sixty-six, approved March eleventh, eighteen hundred and sixty-seven, approved February seventeenth, eighteen hundred and seventy-three;

Have been carefully compared with the engrossed copies thereof, and found correctly enrolled, and have been this day delivered to the Governor for his approval, and the resolutions in the office of the Secretary of State.

W. M. BOARDMAN, Chairman.

By Mr. Boardman:

Resolved, That the State Controller is hereby directed to draw his warrant on the Legislative Fund in favor of Richard Rule, for the sum of fifty-eight dollars and seventy-five cents (\$58 75) for extra clerical services employed in enrolling for the Senate.

Adopted.

By Mr. King:

Resolved, That the Controller of State be and he is hereby directed to draw his warrant on the State Treasurer, in favor of the Sergeant-at-Arms of the Senate, for the sum of four hundred and thirty-eight dollars and twenty-five cents (\$438 25), the same to be payable out of the Legislative Fund.

Adopted.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
 CARSON CITY, February 28, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Bill No. 104—Entitled an Act to amend an Act entitled “An Act concerning juries,” approved March fifth, eighteen hundred and seventy-three—which this day passed the Assembly by the following vote: Yeas, 37; nays, 4.

Also, Senate Bill No. 137—Entitled an Act for the payment of the claims of Drs. Langdon & Clark, for the keeping, maintenance, and support of Mrs. Margaret Mott, an indigent insane person—which this day passed the Assembly by the following vote: Yeas, 39; nays, none.

Also, Senate Bill No. 105—Entitled an Act to amend an Act entitled “An Act concerning crimes and punishments,” approved November twenty-sixth, eighteen hundred and sixty-one, as amended February twenty-seventh, eighteen hundred and sixty-six—which this day failed to pass the Assembly by the following vote: Yeas, 11; nays, 27.

Also, Senate Bill No. 16—Entitled an Act supplementary to an Act entitled “An Act concerning crimes and punishments,” approved November twenty-sixth, eighteen hundred and sixty-one—which this day was indefinitely postponed in the Assembly by the following vote: Yeas, 39; nays, 5.

Also, I have the honor to notify your honorable body that the Assembly this day appointed Messrs. Babcock, Grey, and Parker as a committee of conference, to consider with a like committee from the Senate, the Senate amendments to Assembly Bill No. 94—Entitled an Act making appropriations for the support of the civil government of the State of Nevada for the thirteenth and fourteenth fiscal years.

Respectfully,

MOSES D. WHEELER,
 Assistant Clerk.

Messrs. Cassidy, Comins, and Edwards were appointed to constitute a committee of conference, to meet with a like committee of the Assembly, for the consideration of Senate amendment to Assembly Bill No. 94.

Senate Bill No. 120—An Act authorizing the Mayor and Board of Alderman to pay the claim of John Bricknell.

Lost by the following vote:

YEAS—Messrs. Boardman, Chubbuck, Edwards, Garrard, Martin, McConnell, Piper, Shepherd, Schultz, Stampley, and Wescoat—11.

NAYS—Messrs. Baker, Blair, Comins, Farrell, Grimes, King, Rickey, Stewart, Stone, and Westerfield—10.

Senate Bill No. 142—An Act to pay the necessary expenses of District Judges, etc.

Laid on the table.

Senate Bill No. 110—Substitute for 57 and 71.

Laid on the table.

Assembly Joint Resolution No. 30—Relating to the protection of fish in the Truckee River.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Creswell, Edwards, Farrell, Grimes, King, Martin, McConnell, Piper, Rickey, Ross, Shepherd, Schultz, Stewart, Stone, and Wescoatt—19.

NAYS—Messrs. Chubbuck, Comins, and Stampley—3.

Assembly Bill No. 126—An Act declaratory of what shall be the State flag or ensign of the State of Nevada.

Indefinitely postponed.

Assembly Bill No. 133—An Act to amend an Act entitled "An Act to regulate proceedings in civil cases in the Courts of justice of this State, and to repeal all other Acts in relation thereto."

Read third time, and passed by the following vote:

YEAS—Messrs. Blair, Boardman, Chubbuck, Comins, Farrell, Garrard, King, Martin, McConnell, Piper, Rickey, Ross, Stone, and Westerfield—14.

NAYS—Messrs. Baker, Creswell, Grimes, Shepherd, Schultz, Stampley, Stewart, and Wescoatt—8.

Assembly Bill No. 83—An Act to amend an Act to provide revenue for the support of the government of the State of Nevada.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, King, Piper, Ross, Shepherd, Wescoatt, and Westerfield—16.

NAYS—Messrs. Blair, Martin, Rickey, Schultz, and Stampley—5.

Mr. Baker moved that the rules be suspended, and that Assembly Bill No. 99 be now taken up.

Yeas and nays called for by the entire Senate, and the motion was lost by the following vote:

YEAS—Messrs. Baker, Boardman, Creswell, Garrard, Grimes, Ross, Shepherd, Stewart, and Wescoatt—9.

NAYS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, Stone, and Westerfield—14.

Mr. Grimes, by leave, introduced Senate Concurrent Resolution No. 31—Granting leave of absence to William Hill, County Commissioner of Churchill County.

Adopted.

Mr. King moved that the Senate take a recess until one o'clock and thirty minutes P. M.

Carried.

IN SENATE.

After recess, at one o'clock and thirty minutes P. M.

Lieutenant Governor Adams in the chair.

Quorum present.

REPORT OF CONFERENCE COMMITTEE.

Mr. PRESIDENT: Your committee of conference, appointed to meet a similar committee of the Assembly, for the purpose of considering the differences of the Senate and Assembly as to amendments to Assembly Bill No. 94, beg leave to report that we have failed to agree, and ask that a committee of free conference be appointed.

H. A. COMINS,
G. W. CASSIDY,
T. D. EDWARDS.

Committee of free conference was appointed, composed of the same Senators as on conference committee, to wit: Comins, Cassidy, Edwards, with the addition of Messrs. Westerfield and Farrell.

Assembly Bill No. 104: "Shall the bill pass, notwithstanding the objections of the Governor?"

Roll called, with the following result:

YEAS—Messrs. Cassidy, Chubbuck, Comins, Dickinson, Edwards, Farrell, King, Martin, Rickey, Shepherd, Schultz, Stampley, Stone, and Westerfield—14.

NAYS—Messrs. Baker, Blair, Boardman, Creswell, Garrard, Grimes, Piper, Ross, Stewart, and Wescoatt—10.

So the bill failed to pass.

Assembly Bill No. 100—An Act to amend an Act entitled "An Act to incorporate the Grand Lodge of Free and Accepted Masons," etc.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, King, Martin, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—23.

NAYS—None.

Assembly Bill No. 98—Relative to Notaries Public.

Amended, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Creswell, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, Piper, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Wescoatt—22.

NAYS—Mr. Westerfield—1.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Standing Committee on Enrollment beg leave to report that Senate Bill No. 139—An Act for the payment of the claim of Drs. Langdon & Clark for keeping, maintenance, and support of Mrs. Margaret Mott, an indigent insane person;

Also, Senate Bill No. 143—An Act to amend an Act in relation to highways, approved March fifteenth, eighteen hundred and seventy-five;

Also, Senate Bill No. 104—An Act to amend “An Act concerning juries,” approved March fifth, eighteen hundred and seventy-five;

Have been carefully compared with the engrossed copies thereof, and found correctly enrolled, and have been this day delivered to the Governor for his approval.

W: M. BOARDMAN, Chairman.

Mr. PRESIDENT: Your Standing Committee on the Judiciary, to whom was referred Assembly Bill No. 119—An Act admitting Charles L. Queen, a minor, to practice law, upon examination and due proof of qualification as provided by law—beg leave to report that they have had same under consideration, and recommend that it do pass.

G. W. BAKER, Chairman.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, March 1, 1877. }

To the honorable the Senate:

I have the honor to report to your honorable body, that the Assembly have this day concurred in the report of the committee of free conference on Assembly Bill No. 94—Entitled an Act making appropriations for the support of the civil government of the State of Nevada, for the thirteenth and fourteenth fiscal years.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

REPORT OF COMMITTEE OF FREE CONFERENCE.

Mr. PRESIDENT: Your committee of free conference on Assembly Bill No. 94, beg leave to report that said committee has amended said bill in line seventy-six, of section one, by striking out the words “one thousand,” and inserting in lieu thereof “two thousand,” and recommend that the Senate recede from its amendment of “fifteen hundred dollars,” in line eighty-six, and that the Assembly concur in Senate amendment in line one hundred and seven, by striking out “two thousand dollars,” and inserting in lieu thereof “sixteen hundred dollars.”

H. A. COMINS, Chairman.

Roll called on final passage of Assembly Bill No. 94 as amended by committee of free conference, with the following result:

YEAS—Messrs. Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Farrell, Garrard, Grimes, King, Martin, Piper, Rickey, Ross, Schultz, Stampley, Stewart, Stone, and Westerfield—20.

NAYS—None.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
 CARSON CITY, March 1, 1877. }

To the honorable the Senate:

I herewith transmit the report of the State Board of Centennial Commissioners, and take pleasure in bearing witness, from personal examination, of the admirable manner in which they have executed the trust confided to them by the State.

L. R. BRADLEY, Governor.

Mr. Chubbuck moved that the Secretary of the Senate be instructed to deliver the report of the State Board of Centennial Commissioners to the Secretary of State.

Carried.

Assembly Bill No. 109—An Act to provide for the removal of county seats, etc.

Read third time, and passed by the following vote: Yeas, twenty-five (25); nays, none.

Senate Bill No. 133.

Taken from the table and placed on file.

Assembly Bill No. 38—An Act appropriating moneys to establish and maintain a house of refuge, etc.

Laid on the table.

Assembly Bill No. 112—An Act to make effectual the powers of the Governor, Justices of the Supreme Court, and Attorney General, to remit fines and so forth.

Laid on the table.

REPORTS OF STANDING COMMITTEES.

Mr. PRESIDENT: Your Standing Committee on Public Morals have had Assembly Bill No. 127—An Act concerning vagrancy and vagrants—under consideration, and beg leave to report the same back without recommendation.

JOHN PIPER, Chairman.

Assembly Bill No. 62—An Act to provide for the maintenance and supervision of public schools.

Read third time, and passed by the following vote:

YEAS—Messrs. Blair, Boardman, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Grimes, King, Martin, McConnell, Piper, Rickey, Shepherd, Schultz, Stampley, Wescoatt, and Westerfield—19.

NAYS—Mr. Garrard—1.

Assembly Bill No. 44—An Act for the protection of miners.

Amended, read third time, and lost by the following vote:

YEAS—Messrs. Boardman, Creswell, Dickinson, Grimes, McConnell, Ross, Shepherd, Schultz, Stampley, and Stewart—10.

NAYS—Messrs. Baker, Blair, Chubbuck, Comins, Farrell, Garrard, King, Martin, Piper, Stone, and Wescoatt—11.

By Mr. Boardman:

Resolved, That the Controller of State is hereby instructed to draw his warrant on the Legislative Fund, in favor of M. R. Elstner, Journal Clerk of the Senate, for the sum of fifty dollars, for extra services.

Adopted.

Assembly Joint Resolution No. 33—Relative to establishing mail route from Dayton to Belleville, in this State.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, Garrard, King, McConnell, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—22.

NAYS—None.

Assembly Bill No. 121—An Act requiring mine owners to use safety cages, etc.

Read third time.

Mr. Farrell moved to lay the bill on the table.

Lost.

The bill was amended, and lost by the following vote:

YEAS—Messrs. Baker, Cassidy, Creswell, Dickinson, McConnell, Ross, Shepherd, Stewart, Stone, Wescoatt, and Westerfield—11.

NAYS—Messrs. Blair, Boardman, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Schultz, and Stampley—11.

Assembly Bill No. 122—An Act to prohibit the sale of ardent spirits to Indians.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Dickinson, Edwards, Farrell, King, Martin, McConnell, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—22.

NAYS—None.

Assembly Bill No. 146—To amend an Act to encourage the growth of forest trees.

Read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Creswell, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—23.

NAYS—None.

Assembly Bill No. 147—An Act to authorize the formation of a corporation to provide the grantees with lots of land, etc.

Read third time, and lost by the following vote:

YEAS—Messrs. Blair, Cassidy, Piper, and Wescoatt—4.

NAYS—Messrs. Baker, Boardman, Chubbuck, Comins, Creswell, Dickinson, Farrell, Garrard, Grimes, King, Martin, McConnell, Shepherd, Schultz, Stampley, Stewart, and Westerfield—17.

By Mr. Piper:

Resolved, That the State Controller is hereby directed to draw his warrant on the State Legislative Fund, in favor of Michael Purcell, for the sum of sixty dollars, for services rendered in taking care of committee rooms during the eighth session of Nevada Legislature.

Adopted.

Assembly Bill No. 128—An Act to prevent persons having claims against the State presenting them the second time.

Read first time, amended, rules suspended, read second time by title, rules further suspended, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Comins, Creswell, Dickinson, Edwards, Farrell, Grimes, King, Martin, McConnell, Rickey, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Wescoatt—21.

NAYS—Messrs. Chubbuck, Garrard, Piper, and Westerfield—4.

Assembly Bill No. 124—An Act to amend an Act concerning juries.

Read first time, rules suspended, read second time by title, and laid on the table.

Senate Bill No. 121—To create an Expense Fund for White Pine County.

Assembly amendments concurred in by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Comins, Dickinson, Edwards, Farrell, Garrard, Grimes, King, Martin, McConnell, Piper, Ross, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—22.

NAYS—Mr. Wescoatt—1.

Assembly Bill No. 123—An Act to repeal an Act to authorize the Supreme Court Judges to issue restraining orders, etc.

Read third time, and passed by the following vote:

YEAS—Messrs. Blair, Boardman, Cassidy, Chubbuck, Comins, Dickinson, Farrell, Garrard, King, McConnell, Piper, Rickey, Shepherd, Schultz, Stampley, Stewart, Stone, Wescoatt, and Westerfield—19.

NAYS—Messrs. Baker, Creswell, Edwards, Grimes, Martin, and Ross—6.

By Mr. Shepherd:

Resolved, That the State Controller is hereby directed to draw his warrant on the State Legislative Fund, in favor of E. M. Reading, for the sum of twenty (\$20) dollars, for payment of extra clerical services employed in engrossing bills for the Senate.

Adopted.

Mr. Cassidy moved that the Senate take a recess until half-past seven o'clock this evening.

Carried.

So, at four o'clock and thirty-five minutes, the Senate took recess.

IN SENATE.

At seven o'clock and thirty minutes P. M.

Lieutenant Governor Adams in the chair.

Quorum present.

By Mr. Martin:

Resolved, That a committee of three Senators, Rickey, Edwards, and Stone, in conjunction with the President and Secretary of the Senate, be empowered and are hereby instructed to examine and approve the Journal of the Senate of the eighth session, after adjournment.

Adopted.

By Mr. Garrard:

Resolved, That the sincere and hearty thanks of this Senate are hereby tendered to the Hon. J. W. Adams, in slight recognition of his uniformly impartial rulings during his occupancy as presiding officer of this body.

Unanimously adopted.

By Mr. Garrard:

Resolved, That the thanks of this Senate are hereby tendered to Mr. Richard Guiberson, in recognition of his faithful services as Sergeant-at-Arms, and the economical manner which has characterized his expenditures.

Unanimously adopted.

By Mr. Grimes:

Resolved, That the State Controller is hereby directed to draw his warrant on the State Legislative Fund, in favor of John M. Crawford, for the sum of forty dollars (\$40), for extra engrossing.

Adopted.

By Mr. Westerfield:

Resolved, That the acknowledgment and thanks of this Senate are hereby tendered to the *Virginia Evening Chronicle*, *Territorial Enterprise*, *Gold Hill News*, *Carson Appeal*, and *Carson Tribune*, for the uniform courtesy and spirit of fairness which they have given the members and deliberations of this body during session now about to close.

By Mr. Garrard:

Resolved, That the thanks of this Senate are hereby tendered to J. G. McClinton, Esq., Secretary of this Senate, for the able and most satis-

factory manner in which he has performed the duties with which he has been charged.

Adopted.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, March 1, 1877. }

To the honorable the Senate:

I have the honor herewith to return to your honorable body Senate Bill No. 158—An Act to authorize the payment of certain claims against the State of Nevada—which was lost in the Assembly by the following vote: Yeas, 24; nays, 20.

Also, Assembly Bill, Substitute for Senate Bill No. 92—Entitled an Act to authorize the Board of County Commissioners of Washoe County to issue bonds for certain purposes—which passed the Assembly this day by the following vote: Yeas, 38; nays, 3.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

Mr. Boardman moved that Assembly Bill No. 132 be taken up and considered as having been acted upon in the Committee of the Whole.

Yeas and nays called for by Messrs. Edwards, Martin, and Comins, with the following result:

YEAS—Messrs. Baker, Boardman, Cassidy, Dickinson, Garrard, Grimes, McConnell, Piper, Ross, and Stewart—10.

NAYS—Messrs. Blair, Chubbuck, Comins, Creswell, Edwards, Farrell, King, Martin, Rickey, Shepherd, Schultz, Stampley, Stone, Wescoatt, and Westerfield—15.

Mr. Boardman moved that the Senate resolve itself into the Committee of the Whole for the consideration of such bills as have been referred thereto.

Yeas and nays called for by Messrs. Garrard, Edwards, and Boardman, with the following result:

YEAS—Messrs. Baker, Boardman, Cassidy, Dickinson, Garrard, Grimes, McConnell, Ross, Stewart, and Westerfield—10.

NAYS—Messrs. Blair, Chubbuck, Comins, Creswell, Edwards, Farrell, King, Martin, Piper, Rickey, Shepherd, Schultz, Stampley, Stone, and Wescoatt—15.

Mr. Garrard, by leave, introduced Senate Bill No. 159—An Act to provide for the services of certain persons.

Read first time, rules were suspended, bill read second time by title, rules further suspended, considered engrossed, read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Chubbuck, Creswell, Dickinson, Edwards, Farrell, Garrard, King, Martin, McConnell, Piper,

Rickey, Shepherd, Schultz, Stampley, Stewart, Stone, and Westerfield—21.

NAYS—Messrs. Comins and Wescoatt—2.

MR. PRESIDENT: Your Standing Committee on Enrollment beg leave to report that Senate Concurrent Resolution No. 31—Granting leave of absence to Wm. Hill, County Commissioner of Churchill County;

Also, Senate Bill No. 132—An Act to appropriate money for the payment of certain claims against the State of Nevada;

Also, Senate Bill No. 139—An Act to appropriate money for the payment of certain claims against the State of Nevada;

Also, Senate Bill No. 146—An Act for the relief of Thomas Condon;

Also, Senate Bill No. 152—An Act in relation to the purchase of certain property on the grounds of the new State Prison near Reno;

Also, Senate Bill No. 124—An Act to incorporate Silver City, Lyon County, Nevada;

Have been carefully compared with the engrossed copies thereof, and found correctly enrolled, and have been this day delivered to the Governor for his approval.

W. M. BOARDMAN, Chairman.

Assembly Bill No. 145—An Act for the relief of P. C. Hyman.

Read first time, rules were suspended, the bill read second time by title, rules further suspended, read third time, and passed by the following vote: Yeas, 25; nays, none.

Assembly Bill No. 119—An Act to admit Charles L. Queen, a minor, to practice law, etc.

Read first time, rules were suspended, bill read second time by title, rules further suspended, read third time, and passed: Yeas, twenty-five, nays, none.

Senate Bill No. 133—An Act to provide revenue for the support of the government of the State of Nevada, etc.

Mr. Piper moved to lay the bill on the table.

Yeas and nays called for by the entire Senate.

Roll call gave following result:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, Stone, Wescoatt, and Westerfield—15.

NAYS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, McConnell, Ross, Shepherd, and Stewart—10.

Assembly Bill No. 127—An Act concerning vagrancy and vagrants.

Read first time, rules were suspended, bill read second time by title, rules further suspended, the bill read third time, and passed by the following vote:

YEAS—Messrs. Blair, Boardman, Chubbuck, Comins, Edwards, Farrell, Garrard, Grimes, King, Martin, Piper, Rickey, Stampley, Stone, and Westerfield—15.

NAYS—Messrs. Baker, Cassidy, Creswell, McConnell, Ross, Shepherd, Schultz, Stewart, and Wescoatt—9.

On motion of Mr. Baker, Assembly Bill No. 154 was taken up—An

Act authorizing a State loan, and providing means for the payment thereof.

Read first time, and, on motion of Mr. Rickey to reject the bill, the yeas and nays were called for by the Senate entire, with the following result:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, Stone, and Westerfield—14.

NAYS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, McConnell, Ross, Shepherd, Stewart, and Wescoatt—11.

Assembly Bill No. 98—Relative to Notaries Public, etc.

Assembly amendments. Question being, "Shall the Senate recede?"
Lost.

Conference committee, consisting of Messrs. Chubbuck, Dickinson, and Grimes, was appointed to confer on Assembly Bill No. 98.

Assembly Bill No. 157—An Act to provide for certain indebtedness of the County of Elko.

Read first time, rules were suspended, the bill read second time by title, rules further suspended, bill read third time, and passed by the following vote:

YEAS—Messrs. Baker, Blair, Boardman, Cassidy, Edwards, Farrell, Garrard, King, Martin, McConnell, Piper, Rickey, Shepherd, Schultz, Stampley, and Stone—16.

NAYS—Mr. Comins—1.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, March 1, 1877. }

To the honorable the Senate:

I have the honor to inform your honorable body that the Assembly have this day concurred in Senate amendments to Assembly Bill No. 138—Entitled an Act to prevent persons having a claim or claims against the State from presenting the same claim or claims a second time—by the following vote: Yeas, 47; nays, none.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
CARSON CITY, March 1, 1877. }

To the honorable the Senate:

I have this day approved, and deposited in the office of Secretary of State, Senate Bill No. 137—An Act for the payment of the claim of

Doctors Langdon and Clark, for the keeping, maintenance, and support of Mrs. Margaret Mott, an indigent insane person.

L. R. BRADLEY, Governor.

Mr. Rickey moved to take a recess for one hour.

Carried.

So, at nine o'clock and fifteen minutes, the Senate took a recess.

IN SENATE.

After recess, at ten o'clock and fifteen minutes P. M.

Quorum present.

Committee on Enrollment made a report:

MR. PRESIDENT: Your Standing Committee on Enrollment beg leave to report that Senate Bill No. 115—An Act to reincorporate the City of Virginia and to provide for the government thereof, and to repeal all other laws in relation thereto—has been carefully compared with the engrossed copy thereof and found correctly enrolled, and has been this day delivered to the Governor for his approval.

W. M. BOARDMAN, Chairman.

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, March 1, 1877. }

To the honorable the Senate:

I have the honor herewith to transmit, for the consideration of your honorable body, Assembly Bill No. 154—Entitled an Act authorizing a State loan, and providing means for the payment thereof—which this day passed the Assembly by the following vote: Yeas, 34; nays, 14.

Also, Senate Bill No. 145—An Act granting to William H. Corbett and George Muncton, their associates and assigns, the right to construct a street railroad in Carson City, Ormsby County—which this day passed the Assembly by the following vote: Yeas, 45; nays, none.

Also Assembly Bill No. 98—Entitled an Act to amend section one of an Act entitled "An Act to provide for the appointment of Notaries Public, and defining their duties," approved February ninth, eighteen hundred and sixty-four—Senate amendments in regard to Elko and Storey Counties not concurred in; other amendments adopted: Yeas, 43; nays, 1.

Also, Senate Bill No. 125—An Act supplementary to an Act entitled "An Act to regulate fees and compensation for official and other services in the State of Nevada," approved March ninth, eighteen hundred and sixty-five—which this day was lost by the following vote: Yeas, 19; nays, 27.

Also, Concurrent Resolution No. 31—Granting leave of absence to Wm. Hill, County Commissioner of Churchill County—which was this day read and adopted by the Assembly.

Also, Senate Bill No. 121—An Act to create Expense Fund for White Pine County—which this day passed the Assembly by the following vote: Yeas, 41; nays, none.

Also, Senate Bill No. 139—An Act to appropriate money for the payment of certain claims against the State of Nevada—which this day passed the Assembly by the following vote: Yeas, 30; nays, 12.

Also, Senate Bill No. 135—An Act fixing the rate of State taxation—which was amended in the Assembly, amendments adopted, and lost by the following vote: Yeas, 23; nays, 21.

Also, Senate Bill No. 132—An Act to appropriate money for the payment of certain claims against the State of Nevada—which this day passed the Assembly by the following vote: Yeas, 29; nays, 17.

I have the honor also to inform your honorable body that the Assembly have this day concurred in the amendments made by your honorable body to Assembly Bill No. 113—An Act to provide for the propagation of fish in the waters of this State.

Also, Senate Bill No. 131—An Act to appropriate funds for the relief of the several orphan asylums of this State—which was this day read first time in the Assembly, and rejected by the following vote: Yeas, 41; nays, 6.

Also, Senate Bill No. 113—An Act to prevent the keeping or letting of disorderly houses or inns—which was this day lost in the Assembly by the following vote: Yeas, 16; nays, 20.

Also, Senate Bill No. 152—An Act in relation to the purchase of certain property on the grounds of the new State Prison at Reno—which this day passed the Assembly by the following vote: Yeas, 34; nays, 5.

Also, Assembly Concurrent Resolution No. 38—Acknowledging the services of General Grant, etc.—which this day passed the Assembly by the following vote: Yeas, 30; nays, 16.

Also, Assembly Bill No. 157—Entitled an Act to provide for the payment of certain indebtedness of the County of Elko, State of Nevada—which this day passed the Assembly by the following vote: Yeas, 38; nays, 9.

Also, Senate Bill No. 146—An Act for the relief of Thomas Condon—which this day passed the Assembly by the following vote: Yeas, 34; nays, 7.

Also, I have the honor to report that the committee of conference having failed to agree, the Assembly have appointed the same committee to act with a similar committee from your honorable body, as a committee of free conference upon Assembly Bill No. 94—The general appropriation bill.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

REPORT OF COMMITTEE ON MINING AND MINES.

Mr. PRESIDENT: Your Standing Committee on Mines and Mining have had under consideration Assembly Bill No. 136—An Act to amend an Act entitled "An Act to encourage the mining, milling, smelting, or other reduction of ores," etc.—and beg leave to report the same back to the Senate without recommendation.

E. A. SCHULTZ, Chairman.

By Mr. Boardman:

Resolved, That the State Controller is hereby directed to draw his warrant on the Legislative Fund, in favor of Miss Josie Rule, for the sum of thirty dollars (\$30), for reading, comparing, and binding enrolled bills, as directed by the Enrolling Committee.

Adopted.

By Mr. Boardman:

Resolved, That the State Controller is hereby directed to draw his warrant on the Legislative Fund, in favor of Richard Rule, for the sum of ninety-nine dollars and twenty-five cents (\$99 25), for extra clerical services employed in enrolling for the Senate.

Adopted.

Resolved, That the State Controller is hereby directed to draw his warrant in favor of Delle Crandelle, on the State Legislative Fund, for the sum of sixty-five (\$65) dollars, for services in enrolling bills for the Senate, (four hundred and thirty-four folios at fifteen cents per folio).

MESSAGE FROM THE ASSEMBLY.

STATE OF NEVADA, ASSEMBLY CHAMBER, }
CARSON CITY, March 1, 1877. }

To the honorable the Senate:

I have the honor to inform your honorable body that the Assembly have this day appointed Messrs. Babcock, Moore of Elko, and Stewart, a committee of conference on Assembly Bill No. 98.

Respectfully,

MOSES D. WHEELER,
Assistant Clerk.

Assembly Bill No. 136—An Act relating to milling, mining, and smelting of ores.

Read third time, and lost by the following vote:

YEAS—Messrs. Baker, Cassidy, Comins, Creswell, Dickinson, Edwards, Grimes, Piper, Shepherd, Stone, Wescoatt, and Westerfield—12.

NAYS—Messrs. Blair, Chubbuck, Farrell, King, Martin, McConnell, Rickey, Ross, Schultz, Stampley, and Stewart—11.

On motion of Mr. Comins, the Governor's veto of Senate Bill No. 126 was taken up for consideration.

The reasons given for the veto was given, and read in the following

VETO MESSAGE FROM THE GOVERNOR.

STATE OF NEVADA, EXECUTIVE DEPARTMENT, }
 CARSON CITY, March 1, 1877. }

To the honorable the Senate:

I return, without my approval, Senate Bill No. 126—An Act amendatory of and supplementary to an Act providing for the taxation of the net proceeds of the mines, approved February twenty-eighth, eighteen hundred and seventy-one.

This bill amends the Act of eighteen hundred and seventy-one, and reduces the taxable property of the State about twenty per cent.

The friends of this measure admit that the reduction of the assessment on proceeds of mines will be, by this bill, thirty-one and a half per cent. Others anticipate a reduction of from forty-seven to fifty per cent. at the least.

Two principal reasons are advanced why this bill should become a law.

First, that upon its approval, the California and Consolidated Virginia Mining Companies will pay over the tax, which they have so unjustly refused to pay for nearly a year, and that if this amount was paid over, the rate of taxation on real and personal property could be reduced to seventy-five cents on the hundred dollars. My answer is, that it does not become the dignity of a State to be dictated to by a couple of non-resident corporations, nor does experience teach us that a submission to the demands of wealth to-day, will prevent it from doubling its demands to-morrow. If this Legislature, pledged as it is to the whole people of the State to protect them against the release of these foreign corporations from the payment of taxes upon their profits, choose to go back upon their pledges, and turn over the State, bound hand and foot, to these companies, I cannot help it, but no part of the crime shall rest upon my shoulders.

If the taxes can be reduced to seventy-five cents on the one hundred dollars, after releasing twenty per cent. of the assessable property, we know that they can be reduced to sixty cents by not releasing this property. Any other view of this subject is mere shallow pretense, and unworthy of consideration.

The [other] objection to the old law is, that while the ores are taxed at their full value, less the cost of conversion into bullion, other property is taxed at much less than its full value. If this is so, is it good policy for the State to allow the reduction of the assessed value of the proceeds of mines, when it is so easy to raise the assessed value of real and personal property to a just valuation? In my biennial message to the present and previous Legislatures, I earnestly asked for the creation of a State Board of Equalization, to equalize the assessment of property all over the State. The whole argument in behalf of these companies is, that because there is a defective mode of assessing real and personal property, that therefore the mode of assessing the proceeds of mine should be made equally defective. The interests of the State demand that if there is any change in the assessment of property, it should be upward and not downward.

But, as a matter of fact, we know that the proceeds of mines have been taxed at a lower rate of assessment than the real and personal property of the State. In eighteen hundred and seventy-five the pro-

ceeds of mines exceeded thirty-five million dollars, and less than seventeen million dollars were taxed, leaving eighteen million dollars that did not pay a farthing to State or county.

In eighteen hundred and seventy-six the product of the mines was over forty-three million dollars, twenty-four million dollars of which paid taxes, and nineteen million dollars did not pay a cent.

And recollect, too, that this tax on the proceeds of mines is, as far as the two companies demanding this reduction are concerned, purely a tax on profits, the easiest tax paid that can possibly be levied. But if the provisions of this bill were not so palpably unjust to the great mass of taxpayers as they are; if they did not release from taxation the small portion of the property of these two companies now taxed, and place just the same burdens upon the people of the State; if they did not exempt the property of wealthy non-residents, and load down the weaker and poorer people for whom we are legislating, there would yet be an objection to this bill which would force me to withhold my approval. I refer to its unconstitutionality.

Article Ten of the Constitution read as follows:

“SECTION 1. The Legislature shall provide by law for a uniform and equal rate of assessment and taxation, and shall prescribe such regulations as shall secure a just valuation for taxation of all property, real, personal, and possessory, excepting mines and mining claims, the proceeds of which alone shall be taxed, and, also, excepting such property as may be exempted by law for municipal, educational, literary, scientific, religious, or charitable purposes.”

It is admitted that the two companies that ask for this bill have never been assessed otherwise than is provided for by the Constitution, and it is also admitted that the present bill will reduce their assessment thirty-one and a half per cent., and I claim therefore that it does not “secure a just valuation for taxation.” Our Supreme Court, speaking of the constitutionality of this tax law, on page one hundred and seventy-nine, Third Nevada Reports, says:

“The closing sentence of section ninety-nine directs a tax to be levied on three fourths of the value, previously ascertained, of the proceeds of the mines. This is clearly unconstitutional. The value once being ascertained, the whole value is taxable at the same rate as all other property.”

In a previous case, the Court, in construing Article Tenth, held that:

“The leading feature of this section is, that the taxation shall be equal and uniform, and that the proceeds of the mines only shall be taxed. In other words, whilst the body of the mine remains untaxed, *the ore taken out shall be subject to the same ad valorem taxation as other property.*”

If the Court holds that this section requires “the same ad valorem taxation as other property,” what right has the Legislature to fix the assessment, and declare that it shall be thirty-one and a half per cent less than “other property?”

And, speaking of the compromise made by the Convention that framed the Constitution, the Court says:

"The result seems to have been a compromise of the extreme views of each party, which is clearly expressed in the Constitution, and embraces two main propositions: First, that all property assessed for an ad valorem tax should be liable to pay the same percentage; second, that unproductive mines should be entirely free from taxation, whilst those which were productive should pay the regular ad valorem tax on the products, instead of the same tax on the body of the mine itself. *There can be no doubt but it was the intention that the entire product should be taxed in lieu of the body of the mine.*"

All the decisions of our highest Court show that all the net proceeds of the mines must be taxed, and any arbitrary fixing by the Legislature of a lower standard of assessment and taxation is in my judgment unconstitutional.

We are sent here as the servants of the people, to execute and carry out their will. There is no power on earth to release us from the pledges exacted of us by our constituents, except themselves. The success or failure of our Government depends upon the honesty of the representative carrying out his instructions. The whole people, in their State Conventions, and in their County Conventions, have instructed us as to our duty in relation to the assessment of the proceeds of the mines. On no other subject were the people of this State ever so outspoken, so unanimous. No member of this Legislature came here in doubt as to the wishes of those who sent him. We all will have an accounting with our respective constituencies upon our return home, for the proper execution of the trust confided to us. While some may return covered with the wreck of broken pledges, others, I am happy to say, will meet their people and receive the reward of "well done, good and faithful servants." Many will go forth from this feast of the vultures with pledges kept sacred, with manhood unsullied, and the people will learn whom to trust in the future. Whatever may be the fate of this bill, I feel I have done what the people of the State had a right to expect of me, and I hereby submit a portion of their instructions, to show the grounds on which I have acted:

REPUBLICAN STATE PLATFORM.

"Seventh—Whereas, in all just governments the principle of equalization is recognized as best calculated to protect the different properties and industries of the community from invidious taxation; and whereas, it is eminently just and proper that the mining industries of the State should bear their proportionate part of the burdens of taxation; and whereas, the Constitution requires the taxation of all property within the State, and directly authorizes the taxation of the proceeds of the mines; and whereas, the present method of ascertaining values for the assessment of the proceeds of the mines is not oppressive to that interest, and does not in any manner discriminate against such interest; therefore, the Republican party is opposed to any repeal or change of the present law providing for the taxation of the net proceeds of the mines, looking to any different method of arriving at values for the purpose of taxation."

DEMOCRATIC STATE PLATFORM.

"Seventh— We favor an economical administration of our State,

county, and municipal governments; that taxation be so regulated that no surplus revenue be accumulated; that all property, including the net proceeds of the mines, shall bear its equal burden of taxation; and we are opposed to any legislation in anywise exempting such proceeds from taxation."

ELKO COUNTY REPUBLICAN CONVENTION.

"Eleventh—*Resolved*, That the Senator and Assemblyman this day nominated are, in the event of their election, requested to use all honorable means in their power to prevent the repeal or modification of the so-called 'bullion tax;' and in the opinion of this Convention, the net proceeds of the mines should pay their just proportion of taxes for the support of our government, as with other kinds of property."

EUREKA COUNTY—DEMOCRATIC—TWENTY-SIXTH SEPTEMBER, EIGHTEEN HUNDRED AND SEVENTY-SIX.

"We believe the law now in force in this State, commonly known as the 'bullion tax law,' to be just and equitable. We oppose any modification of that law as unjust to the citizen and resident miner, and solely in the interests of foreign and aggregated capital; and we pledge ourselves to support no one for a legislative position who does not pledge himself as opposed to such reduction."

CITIZENS' PLATFORM OF LYON COUNTY.

"*Resolved*, That taxation be so regulated that no surplus revenue be accumulated, and that all property, including the net proceeds of the mines, shall bear its equal burden of taxation, and that we are opposed to any legislation in anywise exempting such net proceeds of mines from taxation."

HUMBOLDT COUNTY DEMOCRATIC PLATFORM—SEPTEMBER THIRTIETH, EIGHTEEN HUNDRED AND SEVENTY-SIX.

"That we favor the just and equal taxation of all property, including the net proceeds of mines, and are opposed to any legislation exempting such proceeds from taxation; and we hereby pledge our nominees for the Senate and Assembly to use all proper and legitimate means to prevent such unjust legislation."

WHITE PINE COUNTY—REPUBLICAN.

"*Resolved*, That to encourage the development of mines, we favor the exemption of such mines from taxation as produce but a limited number of tons of ore per quarter; that we oppose the repeal of the bullion tax law, but favor a modification of the same."

STOREY COUNTY—DEMOCRATIC.

"*Resolved*, That we are opposed to the exemption of bullion from taxation, and favor such legislation only as shall subject all property, including the net proceeds of the mines, to a just taxation, and which shall be sufficient to defray the necessary expenses of the State, county,

and municipal governments, honestly and economically administered, with no exemptions or special privileges to any."

LINCOLN COUNTY, OCTOBER FIFTH, EIGHTEEN HUNDRED AND SEVENTY-SIX—
DEMOCRATIC.

"*Resolved*, That we are opposed to the exemption of bullion from taxation, and favor such legislation only as shall subject all property, including the net proceeds of the mines, to a just taxation, and which shall be sufficient to defray the expenses of the State, county, and municipal governments, honestly and economically administered, with no exemptions or special privileges to any."

REPUBLICAN.

"*Resolved*, That we oppose any repeal of the bullion tax, but favor such modification in taxation as shall reduce the amount of revenue to be collected to a sum only sufficient to meet the expenses of government."

In conclusion, allow me to say, that if this bill is defeated, there is no reason to doubt that all the taxes due from the bonanza mines can be collected in a few months, if the proper officers will do their duty.

The tax suits cannot be delayed by appeal to the United States Courts, as they have no jurisdiction in such cases. It is very desirable to have passed what is known as the Nichols Bill, but it is not a necessity. I, however, deem it very important to pass a loan bill before you adjourn, to bridge over the few months that may intervene before the bonanza mines can be compelled to pay their taxes now in arrears.

L. R. BRADLEY, Governor.

The question was then put: "Shall the bill pass, notwithstanding the objections of the Governor?" and was decided that it should not, by the following vote:

YEAS—Messrs. Blair, Cassidy, Chubbuck, Comins, Edwards, Farrell, King, Martin, Piper, Rickey, Schultz, Stampley, Stone, and Westerfield—14.

NAYS—Messrs. Baker, Boardman, Creswell, Dickinson, Garrard, Grimes, McConnell, Ross, Shepherd, Stewart, and Wescoatt—11.

It was ordered by the Senate, that at eleven o'clock and thirty minutes, a committee of three be appointed to wait upon the Governor, and ascertain if he has any further communications to this body.

REPORT OF COMMITTEE ON ENROLLMENT.

Mr. PRESIDENT: Your Standing Committee on Enrollment beg leave to report that Senate Bill No. 121—An Act to create a Current Expense Fund for White Pine County;

Also, Senate Bill No. 145—An Act granting Wm. H. Corbett and Geo. Munckton, their associates, heirs, and assigns, the right to construct a street railroad in Carson City, Ormsby County;

Also, Substitute to Senate Bill No. 92—An Act to authorize the

Board of County Commissioners of Washoe County to issue bonds for certain purposes;

Have been carefully compared with the engrossed copies thereof, and found them to be correctly enrolled, and have been this day delivered to the Governor for his approval.

W. M. BOARDMAN, Chairman.

Assembly Concurrent Resolution No. 28—Relative to General Grant. Yeas and nays called for, and adopted by the following vote:

YEAS—Messrs. Blair, Boardman, Chubbuck, Comins, Dickinson, Edwards, Farrell, Garrard, King, Martin, Piper, Rickey, Ross, and Stone—14.

NAYS—Messrs. Baker, Cassidy, Creswell, Grimes, McConnell, Shepherd, Schultz, Stampley, Stewart, Wescoatt, and Westerfield—11.

The committee appointed to wait upon the Governor to ascertain if he had any further communications for this body, reported that they had waited upon the Governor, who told them that he had no further communication to make to the Senate.

The hour of twelve, midnight, having arrived, the Lieutenant Governor declared the Senate adjourned *sine die*.

We hereby certify that, in accordance with a resolution adopted by the Senate on the sixtieth day of the eighth session of the Nevada Legislature, we have examined the Journal of said session, and the same is hereby approved.

J. W. ADAMS,
President.

T. B. RICKEY,
T. N. STONE,
T. D. EDWARDS,
Committee of the Senate.

Attest: J. G. McCLINTON,
Secretary.

INDEX.

ABBREVIATIONS.—S. B., Senate Bill; A. B., Assembly Bill; S. C. R., Senate Concurrent Resolution; A. C. R., Assembly Concurrent Resolution; S. J. R., Senate Joint Resolution; A. J. R., Assembly Joint Resolution.

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